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1 26.39 (2) FORESTRY EDUCATION CURRICULUM; SCHOOLS. Using the moneys
2 appropriated under s. ~~20.370 (1) (eu)~~ 20.375 (2) (ru), the department, in cooperation
3 with the Center for Environmental Education in the College of Natural Resources
4 at the University of Wisconsin-Stevens Point, shall develop a forestry education
5 curriculum for grades kindergarten to 12.

6 (3) FORESTRY EDUCATION FOR THE PUBLIC. Using the moneys appropriated under
7 s. ~~20.370 (1) (ev)~~ 20.375 (2) (rv), the department shall develop a program to educate
8 the public on the value of sustainable forestry. The program shall include support
9 for educational efforts conducted by school districts at school forests or conducted by
10 other entities that provide education on the topic of sustainable forestry.

11 SECTION 1149rx. 27.01 (7) (a) 3. of the statutes is amended to read:

12 27.01 (7) (a) 3. In this subsection, "vehicle admission area" means the Bong
13 area lands acquired under s. 23.09 (13), the Wisconsin Dells natural area, the Point
14 Beach state forest, recreational areas in other state forests designated as such by the
15 department of natural resources or by the department of forestry, designated use
16 zones within other recreation areas established under s. 23.091 (3), and any state
17 park or roadside park except those areas specified in par. (c) 5."

18 **779.** Page 479, line 2: substitute "20.375 (2) (rv)" for "20.375 (1) (cv)".

19 ✓ **780.** Page 480, line 7: substitute "50 cents" for "\$1.50".

20 ✓ **781.** Page 480, line 12: after that line insert:

21 "SECTION 1153h. 27.01 (7) (gu) of the statutes, as created by 2001 Wisconsin
22 Act (this act), is amended to read:

23 27.01 (7) (gu) *Transaction payments.* The department shall establish a system
24 under which ~~the department pays~~ each agent appointed under sub. (7m) (a) -a

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1 payment of 1. is paid 50 cents for each time that the agent processes a transaction
 2 through the statewide automated system contracted for under sub. (7m) (d). This
 3 payment is in addition to any issuing fee retained by the agent. ~~The department shall~~
 4 ^{strike space} ~~make these~~ These payments shall be made by allowing the agent to retain an amount
 5 equal to the payments from the amounts that are collected by the agent and that
 6 would otherwise be remitted to the department.”

7 ✓ **782.** Page 480, line 15: substitute “(g) (f)” for “(g)”.

8 ✓ **783.** Page 480, line 16: substitute “appointed” for “appointed”.

9 ✓ **784.** Page 480, line 16: substitute “(a) (b)” for “(a)”.

10 ✓ **785.** Page 480, line 18: after that line insert:

11 “**SECTION 1153ic.** 27.01 (7) (h) of the statutes, as affected by 2001 Wisconsin
 12 Act ... (this act), is renumbered 27.01 (7) (h) 1.”

13 **SECTION 1153iL.** 27.01 (7) (h) 2. of the statutes is created to read:

14 27.01 (7) (h) 2. The department of forestry and the department of natural
 15 resources shall enter into an agreement to determine how the moneys credited to the
 16 conservation fund under subd. 1. will be allocated for use between the departments,
 17 how the payments made under par. (gu) will be allocated for payment between the
 18 departments, and how the fees collected for conservation patron licenses will be
 19 allocated between the departments. The secretary of administration shall resolve
 20 any disputes between the departments concerning the agreement entered into under
 21 this subdivision.

22 **SECTION 1153iq.** 27.01 (7m) (a) of the statutes is renumbered 27.01 (7m) (a) 1.

23 **SECTION 1153ir.** 27.01 (7m) (a) 2. of the statutes is created to read:

1 27.01 (7m) (a) 2. The department of forestry, as an agent of the department,
2 shall issue vehicle admission receipts and collect the vehicle admission fees under
3 sub. (7). The vehicle admission fees collected by the department of forestry shall be
4 deposited in the conservation fund.

5 **SECTION 1153is.** 27.01 (7m) (b) of the statutes is renumbered 27.01 (7m) (b) 1.
6 and amended to read:

7 27.01 (7m) (b) 1. An agent appointed under par. (a) 1, shall collect the
8 applicable issuing fee specified in sub. (7) (gr). The agent may retain the issuing fees
9 to compensate the agent for the agent's services in issuing the receipts.

10 **SECTION 1153it.** 27.01 (7m) (b) 2. of the statutes is created to read:

11 27.01 (7m) (b) 2. The department of forestry shall collect the applicable issuing
12 fee specified in sub. (7) (gr) for the vehicle admission receipts that it issues and shall
13 deposit the issuing fees into the forestry fund.”.

14 **786.** Page 480, line 22: after that line insert:

15 **“SECTION 1153Lb.** 27.01 (10) (b) of the statutes is amended to read:

16 27.01 (10) (b) *Establishment, operation and categories of campgrounds.* The
17 department of forestry and the department of natural resources may each establish
18 and operate state campgrounds ~~in state parks, state forests and other~~ on lands under
19 its their respective supervision and management. The Each department may
20 classify, by rule, its state campgrounds into separate categories.

21 **SECTION 1153Lc.** 27.01 (10) (d) 1. of the statutes is amended to read:

22 27.01 (10) (d) 1. The camping fee for each night at a campsite in a campground
23 which is classified as a Type “A” campground ~~by the department~~ under par. (b) is \$8
24 for a resident camping party.

1 **SECTION 1153Ld.** 27.01 (10) (d) 2. of the statutes is amended to read:

2 27.01 (10) (d) 2. The camping fee for each night at a campsite in a campground
3 which is classified as a Type “A” campground ~~by the department~~ under par. (b) is \$10
4 for a nonresident camping party.

5 **SECTION 1153Le.** 27.01 (10) (d) 3. of the statutes is amended to read:

6 27.01 (10) (d) 3. The camping fee for each night at a campsite in a state
7 campground which is classified as a Type “B” campground ~~by the department~~ under
8 par. (b) is \$7 for a resident camping party.

9 **SECTION 1153Lf.** 27.01 (10) (d) 4. of the statutes is amended to read:

10 27.01 (10) (d) 4. The camping fee for each night at a campsite in a state
11 campground which is classified as a Type “B” campground ~~by the department~~ under
12 par. (b) is \$9 for a nonresident camping party.

13 **SECTION 1153Lg.** 27.01 (10) (d) 5. of the statutes is amended to read:

14 27.01 (10) (d) 5. The camping fee for each night at a campsite in a campground
15 which is classified as a Type “C” campground ~~by the department~~ under par. (b) is \$6
16 for a resident camping party.

17 **SECTION 1153Lh.** 27.01 (10) (d) 6. of the statutes is amended to read:

18 27.01 (10) (d) 6. The camping fee for each night at a campsite in a campground
19 which is classified as a Type “C” campground ~~by the department~~ under par. (b) is \$8
20 for a nonresident camping party.

21 **SECTION 1153Lj.** 27.01 (10) (e) of the statutes is amended to read:

22 27.01 (10) (e) *Determination of residency.* The ~~department~~ departments shall
23 base ~~its~~ their determination of whether a camping party is a resident or nonresident
24 camping party upon the residency of the person who applies for a reservation under
25 sub. (11) at the time the application for reservation is made or, if no reservation is

1 made, the residency of the person who registers for the campsite at the time of
2 registration.

3 **SECTION 1153Lm.** 27.01 (10) (f) of the statutes is amended to read:

4 27.01 (10) (f) *Waiver of fees; special fees.* The ~~department~~ departments may
5 waive camping fees, charge additional camping fees or charge special fees instead of
6 camping fees for certain classes of persons or groups, certain areas, certain types of
7 camping or times of the year and for admission to special events.

8 **SECTION 1153Ln.** 27.01 (10) (g) (intro.) of the statutes is amended to read:

9 27.01 (10) (g) *Additional camping fees.* (intro.) Besides the additional camping
10 fees authorized under par. (f), the ~~department~~ departments may charge:

11 **SECTION 1153Lp.** 27.01 (10) (h) of the statutes is amended to read:

12 27.01 (10) (h) *Increased camping fees.* In addition to ~~its~~ their authority under
13 par. (f), the ~~department~~ departments shall determine which state campgrounds
14 under their supervision and management are located in areas where local market
15 conditions justify the establishment of higher camping fees to be charged by the
16 ~~department. For these state campgrounds, the department departments. The~~
17 departments shall promulgate rules for state campgrounds under their supervision
18 and management to establish higher camping fees to be based on the applicable local
19 market conditions.

20 **SECTION 1153Lq.** 27.01 (11) (a) of the statutes is amended to read:

21 27.01 (11) (a) *Authorization.* The department of natural resources and the
22 department of forestry may ~~establish and jointly~~ operate a campground reservation
23 system for state campgrounds in state parks, state forests and on other lands under
24 ~~the either~~ department's supervision and control. ~~The department management and~~

1 may participate with owners of private campgrounds in a cooperative reservation
2 system.

3 **SECTION 1153Ls.** 27.01 (11) (cm) 1. of the statutes is amended to read:

4 27.01 (11) (cm) 1. The department may enter into a contract with another party
5 to operate the campground reservation system ~~that the department establishes~~
6 under par. (a).

7 **SECTION 1153Lt.** 27.01 (11) (cm) 2. of the statutes is amended to read:

8 27.01 (11) (cm) 2. A contract entered into under this paragraph shall require
9 that ~~the department retain~~ \$1 of each reservation fee collected shall be retained by
10 the department of natural resources or the department of forestry. The departments
11 shall enter an agreement to determine how these moneys will be allocated for use
12 between the departments. The secretary of administration shall resolve any
13 disputes between the departments concerning this agreement.

14 **SECTION 1153Lu.** 27.01 (11) (i) of the statutes is amended to read:

15 27.01 (11) (i) *Cooperation with tourism.* The department of natural resources,
16 the department of forestry, and the department of tourism shall work jointly ~~to~~
17 establish an on any automated campground reservation system operated under par.
18 (a)”.

19 **787.** Page 481, line 5: after that line insert:

20 **“SECTION 1153nc.** 27.016 (1) (c) of the statutes is repealed.

21 **SECTION 1153np.** 27.019 (12) of the statutes is amended to read:

22 27.019 (12) COOPERATION OF STATE DEPARTMENTS. The department of
23 agriculture, trade and consumer protection, the department of administration, the
24 department of natural resources, the department of forestry, and the agricultural

1 extension division of the University of Wisconsin shall cooperate with the several
2 county rural planning committees in carrying out this section.

3 **SECTION 1153nx.** 28.005 of the statutes is amended to read:

4 **28.005 Definition.** “Department” when used in this chapter without other
5 words of description or qualification means the department of natural resources
6 forestry.

7 **SECTION 1153nxb.** 28.01 of the statutes is amended to read:

8 **28.01 Forestry supervision.** The department shall execute all matters
9 pertaining to forestry within the jurisdiction of the state, direct the management of
10 state forests, other than southern state forests, collect data relative to forest use and
11 conditions and advance the cause of forestry within the state.

12 **SECTION 1153nxc.** 28.012 (title) of the statutes is created to read:

13 **28.012 (title) Powers of department.**

14 **SECTION 1153nxd.** 28.012 (1) of the statutes is created to read:

15 28.012 (1) For the state forests, other than southern state forests, the
16 department may accept and administer, in the name of the state, any gifts, grants,
17 bequests, and devises, including land, interests in land and funds made available to
18 the department by the federal government under any act of congress relating to any
19 of the functions of the department.

20 **SECTION 1153nxf.** 28.012 (2) of the statutes is created to read:

21 28.012 (2) The department may extend or consolidate lands or waters suitable
22 for the state forests, other than the southern state forests, by the exchange of other
23 lands or waters under its supervision.

24 **SECTION 1153nxg.** 28.012 (3) of the statutes is created to read:

1 28.012 (3) The department may accept donations of buildings, facilities, and
2 structures to be constructed upon lands owned by this state in the state forests, other
3 than the southern state forests.

4 **SECTION 1153~~nxh~~^h**. 28.012 (4) of the statutes is created to read:

5 28.012 (4) The department may grant easements to parts or parcels of areas
6 in the state forests, other than the southern state forests.

7 **SECTION 1153~~nxj~~^j**. 28.012 (5) of the statutes is created to read:

8 28.012 (5) All funds included in the gifts, grants, bequests, and devises received
9 or expected to be received by the department for the state forests under its
10 jurisdiction in a biennium shall be included in the statement of its actual and
11 estimated receipts and disbursements for such biennium required to be contained in
12 the biennial state budget report under s. 16.46. Those funds shall be considered to
13 be, and shall be treated the same as, other actual and estimated receipts and
14 disbursements of the department. The department may acknowledge the receipt of
15 any funding from a particular person or group in any department pamphlet, bulletin,
16 or other publication.

17 **SECTION 1153~~nxk~~^k**. 28.012 (6) of the statutes is created to read:

18 28.012 (6) The donor of any building, facility, or structure under sub. (3) may
19 contract for this construction according to plans and specifications provided by the
20 department or may enter into a contract for professional architectural and
21 engineering services to develop plans and specifications for the building, facility, or
22 structure and contract for their construction. Upon the completion of construction
23 satisfactory to the department, title to the building, facility, or structure shall vest
24 in the state. No person may construct any building, facility, or structure under this
25 subsection without the prior approval of the department regarding plans and

1 specifications, materials, suitability, design, capacity, or location. The plans and
2 specifications for any building, structure, or facility donated under sub. (2) (eg) shall
3 also be subject to the approval of the building commission.

4 **SECTION 1153[✓]nxp.** 28.012 (7) of the statutes is created to read:

5 28.012 (7) Any easements granted under sub. (4) or s. 28.02 (5) and any leases
6 under s. 23.305 or 26.08 by the department shall have the restrictions necessary to
7 preserve and protect the land subject to the lease or easement for the purposes for
8 which it was acquired or made part of the state forests.

9 **SECTION 1153[✓]nqx.** 28.012 (8) of the statutes is created to read:

10 28.012 (8) (a) In this subsection, “easement” includes a negative easement, a
11 restrictive covenant, a covenant running with the land, and any other right for a
12 lawful use of the property together with the right to acquire all negative easements,
13 restrictive covenants, covenants running with the land, and all rights for use of
14 property.

15 (b) The department may acquire any easement for the benefit of any area in the
16 state forests, other than southern state forests.

17 **SECTION 1153[✓]nxr.** 28.012 (9) of the statutes is created to read:

18 28.012 (9) If there are areas of the state forests under the jurisdiction of the
19 department that are inaccessible because they are surrounded by lands not
20 belonging to the state, and if the department determines that the usefulness or value
21 of these areas for these state forests will be increased if there is access to them over
22 lands not belonging to the state, the department may acquire the land necessary to
23 construct highways that will furnish the needed access.”.

1 ✓ **788.** Page 481, line 8: delete the material beginning with “As” and ending
2 with “health.” on line 16.

3 ✓ **789.** Page 481, line 16: after that line insert:

4 “**SECTION 1153pc.** 28.02 (title) of the statutes is amended to read:

5 **28.02** (title) **State forests forest lands.**

6 **SECTION 1153pd.** 28.02 (1) of the statutes is amended to read:

7 28.02 (1) DEFINED. “State forests forest lands” include all lands granted to the
8 state by an act of congress entitled, “An act granting lands to the state of Wisconsin
9 for forestry purposes,” approved June 27, 1906; all lands donated to the state by the
10 Nebagamon Lumber Company for forestry purposes; all lands acquired pursuant to
11 chapter 450, laws of 1903, chapter 264, laws of 1905, chapter 638, laws of 1911, and
12 chapter 639, laws of 1911, or under ss. 1494–41 to 1494–62, 1915 stats., and all lands
13 subsequently acquired for forestry purposes. Unless an island is designated as state
14 forest land by the department, “state forest lands” do not include lands granted to
15 the state by an act of congress entitled, “An act granting unsurveyed and unattached
16 islands to the state of Wisconsin for forestry purposes,” approved August 22, 1912.
17 The department may designate as state forest lands any lands within state forest
18 boundaries which were purchased with other conservation funds and where forestry
19 would not conflict with a more intensive use.

20 ✓ **SECTION 1153pdg.** 28.02 (2) of the statutes is amended to read:

21 28.02 (2) ACQUISITION. The department of forestry may acquire lands or
22 interest in lands by grant, devise, gift, condemnation or purchase within the
23 boundaries of established state forests or purchase areas; and outside of such
24 boundaries for forest nurseries, tracts for forestry research or demonstration and for

1 forest protection structures, or for access to such properties. The department of
2 natural resources may acquire lands or interest in lands by grant, devise, gift,
3 condemnation, or purchase within the boundaries of southern state forests. In the
4 case of condemnation the department shall first obtain approval from the
5 appropriate standing committees of each house of the legislature as determined by
6 the presiding officer thereof.

7 **SECTION 1153pdm.** 28.03 (1) of the statutes is amended to read:

8 28.03 (1) DEFINED. State forests shall consist of well blocked areas of state
9 owned lands which have been established as state forests ~~by the department.~~

10 **SECTION 1153pdr.** 28.03 (3) of the statutes is amended to read:

11 28.03 (3) DEPARTMENT MAY NAME. The department of forestry or the department
12 of natural resources may designate by appropriate name any state forest not
13 expressly named by the legislature.

14 **SECTION 1153pdu.** 28.03 (4) of the statutes is created to read:

15 28.03 (4) SOUTHERN STATE FORESTS. The department of natural resources may
16 develop and shall operate and maintain the southern state forests.

17 **SECTION 1153pe.** 28.035 (2) of the statutes is amended to read:

18 28.035 (2) The department shall ~~enter into an~~ comply with the agreement
19 entered into with the Wisconsin department of the American Legion for hunting in
20 the state forest lands described as lots 3, 4, 6 and 7 of section 8 and lots 2 and 3 of
21 section 17, township 38 north, range 7 east, Oneida County, which are used in
22 connection with Camp American Legion and which the Legion is now maintaining
23 on this location as a restoration camp for sick and disabled veterans and their
24 dependents.

25 **SECTION 1153ph.** 28.035 (3) (b) of the statutes is amended to read:

1 28.035 (3) (b) The ownership of all of the buildings and equipment of the camp
2 shall revert to the state upon the discontinuance of the use thereof for such purposes.
3 On or before January 15 of each year the department of the American Legion shall
4 file with the governor, the department of veterans affairs and the department of
5 ~~natural resources, and the department of forestry~~ a written report of the operations
6 and the financial status of the camp.

7 **SECTION 1153phb.** 28.04 (2) (a) of the statutes is amended to read:

8 28.04 (2) (a) The department of forestry shall manage the state forests, other
9 than the southern state forests, and the department of natural resources shall
10 manage the southern state forests, to benefit the present and future generations of
11 residents of this state, recognizing that the state forests contribute to local and
12 statewide economies and to a healthy natural environment. The ~~department~~
13 departments shall assure the practice of sustainable forestry and use it to assure
14 that state forests can provide a full range of benefits for present and future
15 generations. The ~~department~~ departments shall also assure that the management
16 of state forests is consistent with the ecological capability of the state forest land and
17 with the long-term maintenance of sustainable forest communities and ecosystems.
18 These benefits include soil protection, public hunting, protection of water quality,
19 production of recurring forest products, outdoor recreation, native biological
20 diversity, aquatic and terrestrial wildlife, and aesthetics. The range of benefits
21 provided by the ~~department~~ departments in each state forest shall reflect its unique
22 character and position in the regional landscape.

23 **SECTION 1153phf.** 28.04 (2) (b) of the statutes is amended to read:

1 28.04 (2) (b) In managing the state forests, the department of forestry and the
2 department of natural resources shall recognize that not all benefits under par. (a)
3 can or should be provided in every area of a state forest.

4 **SECTION 1153[✓]phk.** 28.04 (2) (c) of the statutes is amended to read:

5 28.04 (2) (c) In managing the state forests, the department of forestry and the
6 department of natural resources shall recognize that management may consist of
7 both active and passive techniques.

8 **SECTION 1153[✓]php.** 28.04 (3) (a) of the statutes is amended to read:

9 28.04 (3) (a) The department of forestry shall prepare a plan for each state
10 forest, other than southern state forests, that describes how the state forest will be
11 managed. The department of natural resources shall prepare a plan for each
12 southern state forest that describes how the southern state forest will be managed.
13 ~~The department~~ departments shall work with the public to identify property goals
14 and objectives that are consistent with the purposes under sub. (2). ~~The department~~
15 departments shall identify in each plan the objectives of management for distinct
16 areas of the state forest.

17 **SECTION 1153[✓]phs.** 28.04 (3) (b) of the statutes is amended to read:

18 28.04 (3) (b) The department of forestry and the department of natural
19 resources shall establish procedures for the preparation and modification of these
20 plans, including procedures for public participation. In preparing and modifying
21 plans under this subsection, the ~~department~~ departments shall use the best
22 available information regarding the purposes and benefits of the state forests that
23 ~~the each~~ department acquires through inventories, evaluations, monitoring and
24 research. In evaluating such information, the ~~department~~ departments shall
25 consider both regional and local scales, including the impact on local economies. As

1 new information becomes available, the department of forestry or the department of
2 natural resources shall adapt its management of the state forest and, if necessary,
3 the plan for the state forest.

4 **SECTION 1153pm.** 28.045 of the statutes is created to read:

5 **28.045 Designation of trails and areas.** (1) In this section, “special use
6 area” includes a trail, campground, or picnic area.

7 (2) The department shall designate special use areas in state forests, other
8 than southern state forests, and shall indicate the location of each special use area
9 in one of the following manners:

10 (a) By showing it on a map available at the district office of the department that
11 is nearest to the special use area.

12 (b) By indicating its location on a sign outside any office of the department that
13 is located within the same state forest.

14 (c) By placing a sign at the special use area.

15 (3) The department shall inspect trail signs and designated features twice a
16 year, once before July 1 and once after July 1.

17 (4) Subsection (3) does not apply to snowmobile trails on land under the control
18 of the department that are maintained by snowmobile clubs or other nonprofit
19 organizations.

20 **SECTION 1153pr.** 28.05 (1) of the statutes is amended to read:

21 28.05 (1) LIMITATIONS. Cutting shall be limited to trees marked or designated
22 for cutting by a forester in the professional series of the state classified civil service
23 or by ~~a department-designated~~ an employee of the department of forestry or the
24 department of natural resources who is equally qualified by reason of long, practical
25 experience. The department of forestry, with respect to state forests other than

1 southern state forests, and the department of natural resources with respect to
2 southern state forests, may sell products removed in cultural or salvage cuttings and
3 standing timber designated in timber sale contracts, but all sales shall be based on
4 tree scale or on the scale, measure or count of the cut products. ~~The~~ That department
5 may require that a person purchasing products or standing timber under a timber
6 sale contract provide surety for the proper performance of the contract either directly
7 or through a bond furnished by a surety company authorized to do business in this
8 state.”.

9 **790.** Page 481, line 24: after that line insert:

10 **SECTION 1153qc.** 28.06 (2m) of the statutes, as affected by 2001 Wisconsin Act
11 ... (this act), is amended to read:

12 28.06 (2m) SURCHARGE. A person who purchases a seedling under sub. (2) shall
13 pay, in addition to the price of the seedling charged under sub. (2), a surcharge for
14 each seedling purchased. Beginning on the effective date of this subsection ...
15 [revisor inserts date], and ending on June 30, 2002, the surcharge shall be 2 cents
16 for each seedling. Beginning on July 1, 2002, the surcharge shall be 3 cents for each
17 seedling. All surcharges collected under this subsection shall be deposited in the
18 conservation forestry fund.

19 **SECTION 1153r.** 28.08 of the statutes is amended to read:

20 **28.08 Income.** All income from state forest lands shall be paid into the state
21 treasury to the credit of the conservation forestry fund.

22 **SECTION 1153rm.** 28.11 (5m) (a) (intro.) of the statutes is amended to read:

23 28.11 (5m) (a) (intro.) The department may make grants, from the
24 appropriation under s. ~~20.370 (5) (bw)~~ 20.375 (2) (w), to counties having lands

1 entered under sub. (4) to fund all of the following for one professional forester in the
2 position of county forest administrator or assistant county forest administrator:”.

3 / **791.** Page 482, line 17: after that line insert:

4 “**SECTION 1153sc.** 28.11 (5r) (b) of the statutes, as created by 2001 Wisconsin
5 Act (this act), is amended to read:

6 28.11 (5r)(b) The department may make grants, from the appropriation under
7 s. ~~20.370 (5) (bw)~~ 20.375 (2) (w), to counties having lands entered under sub. (4) to
8 fund the cost of activities designed to improve sustainable forestry on the lands.

9 **SECTION 1153t.** 28.11 (8) (a) of the statutes is amended to read:

10 28.11 (8) (a) *Acreage payments.* As soon after April 20 of each year as feasible,
11 the department shall pay to each town treasurer 30 cents per acre, based on the
12 acreage of such lands as of the preceding June 30, as a grant out of the appropriation
13 made by s. ~~20.370 (5) (bv)~~ 20.375 (2) (vm) on each acre of county lands entered under
14 this section.

15 **SECTION 1153u.** 28.11 (8) (b) 1. of the statutes is amended to read:

16 28.11 (8) (b) 1. A county having established and maintaining a county forest
17 under this section is eligible to receive from the state from the appropriations under
18 s. ~~20.370 (5) (bq)~~ 20.375 (2) (t) and ~~(bs)~~ (u) an annual payment as a noninterest
19 bearing loan to be used for the purchase, development, preservation and
20 maintenance of the county forest lands and the payment shall be credited to a county
21 account to be known as the county forestry aid fund. A county board may, by a
22 resolution adopted during the year and transmitted to the department by December
23 31, request to receive a payment of not more than 50 cents for each acre of land
24 entered and designated as “county forest land”. The department shall review the

1 request and approve the request if the request is found to be consistent with the
2 comprehensive county forest land use plan. If any lands purchased from the fund
3 are sold, the county shall restore the purchase price to the county forestry aid fund.
4 The department shall pay to the county the amount due to it on or before March 31
5 of each year, based on the acreage of the lands as of the preceding June 30. If the
6 amounts in the appropriations under s. ~~20.370 (5) (bq)~~ 20.375 (2) (t) and ~~(bs)~~ (u) are
7 not sufficient to pay all of the amounts approved by the department under this
8 subdivision, the department shall pay eligible counties on a prorated basis.

9 **SECTION 1153v.** 28.11 (8) (b) 2. of the statutes is amended to read:

10 28.11 (8) (b) 2. The department may allot additional interest free forestry aid
11 loans on a project basis to individual counties to permit the counties to undertake
12 meritorious and economically productive forestry operations, including land
13 acquisitions. These additional aids may not be used for the construction of
14 recreational facilities or for fish and game management projects. Application shall
15 be made in the manner and on forms prescribed by the department and specify the
16 purpose for which the additional aids will be used. The department shall make an
17 investigation as it deems necessary to satisfy itself that the project is feasible,
18 desirable and consistent with the comprehensive plan. If the department so finds,
19 it may make allotments in such amounts as it determines to be reasonable and
20 proper and charge the allotments to the forestry fund account of the county. These
21 allotments shall be credited by the county to the county forestry aid fund. After
22 determining the loans as required under subd. 1., the department shall make the
23 remainder of the amounts appropriated under s. ~~20.370 (5) (bq)~~ 20.375 (2) (t) and ~~(bs)~~
24 (u) for that fiscal year available for loans under this subdivision. The department

1 shall also make loans under this subdivision from the appropriations under s. ~~20.370~~
2 ~~(5) (bt)~~ 20.375 (2) (um) and ~~(bu)~~ (v).

3 **SECTION 1153w.** ~~28.11 (9) (am)~~ of the statutes is amended to read:

4 28.11 (9) (am) The acreage loan severance share payments shall be deposited
5 in the ~~conservation forestry~~ fund and credited to the appropriation under s. ~~20.370~~
6 ~~(5) (bq)~~ 20.375 (2) (t), and the project loan severance share payments shall be
7 deposited in the ~~conservation forestry~~ fund and credited to the appropriation under
8 s. ~~20.370 (5) (bu)~~ 20.375 (2) (v).

9 **SECTION 1153x.** 28.11 (9) (ar) 1. of the statutes is amended to read:

10 28.11 (9) (ar) 1. Notwithstanding s. 20.001 (3) (c), if the sum of the
11 unencumbered balances in the appropriations under s. ~~20.370 (5) (bq), (bt)~~ 20.375 (2)
12 (t), (um), and ~~(bu)~~ (v) exceeds \$400,000 on June 30 of any fiscal year, the amount in
13 excess of \$400,000 shall lapse from the appropriation under s. ~~20.370 (5) (bq)~~ 20.375
14 (2) (t) to the ~~conservation forestry~~ fund, except as provided in subd. 2.

15 **SECTION 1153y.** 28.11 (9) (ar) 2. of the statutes is amended to read:

16 28.11 (9) (ar) 2. Notwithstanding s. 20.001 (3) (c), if the amount in the
17 appropriation under s. ~~20.370 (5) (bq)~~ 20.375 (2) (t) is insufficient for the amount that
18 must lapse under subd. 1., the remainder that is necessary for the lapse shall lapse
19 from the appropriation under s. ~~20.370 (5) (bu)~~ 20.375 (2) (v).

20 **SECTION 1153yc.** 28.90 (title) of the statutes is created to read:

21 **28.90 (title) Enforcement.**

22 **SECTION 1153yf.** 28.90 (1) of the statutes is created to read:

23 28.90 (1) ENFORCEMENT DUTIES. (a) The department shall enforce all of the laws
24 that the department is required to administer for the state forests and shall bring,

1 or cause to be brought, actions and proceedings in the name of the state for that
2 purpose.

3 (b) All sheriffs, deputy sheriffs, coroners, and other police officers are deputy
4 state forest rangers, and shall assist the department and its rangers in the
5 enforcement of this chapter whenever notice of a violation of this chapter is given to
6 them by the department or its rangers.

7 **SECTION 1153yg.** 28.92 of the statutes is created to read:

8 **28.92 State forest rangers.** (1) The persons appointed by the department
9 to enforce the laws relating to state forests shall be known as state forest rangers and
10 shall be subject to ch. 230.

11 (2) The department shall provide to all state forest rangers, before exercising
12 any of their powers, a commission issued by the department under its seal, to read
13 substantially as follows:

14 STATE OF WISCONSIN

15 DEPARTMENT OF FORESTRY

16 To all to whom these presents shall come, greeting:

17 Know ye, that reposing special trust and confidence in the integrity and ability
18 of, of the county of, we do hereby appoint and constitute a state forest ranger
19 for the state of Wisconsin, and do authorize and empower to execute and fulfill the
20 duties of that office according to law, during good behavior and the faithful
21 performance of the duties of that office.

22 In testimony whereof, the secretary has hereunto affixed the secretary's
23 signature and the official seal of the department, at its office in the city of Madison,
24 Wisconsin, this day of,

25 (Seal)

STATE OF WISCONSIN

DEPARTMENT OF FORESTRY

By

1
2
3 (3) The department shall furnish to each state forest ranger at the time of the
4 ranger's appointment, a pocket identification folder in the same form and substance
5 as the folder described in s. 23.10 (5), except that the impression shall be the seal of
6 the department.

7 (4) A state forest ranger shall carry the identification folder on his or her person
8 at all times that he or she is on official duty, and a state forest ranger shall, on
9 demand, exhibit the same to any person to whom he or she may represent himself
10 or herself as a state forest ranger.

11 ✓
SECTION 1153yj. 28.94 of the statutes is created to read:

12 **28.94 Resisting or falsely impersonating a state forest ranger.** Any
13 person who does any of the following may be fined not more than \$10,000 or
14 imprisoned for not more than 9 months or both:

15 (1) Assaults or otherwise resists or obstructs any state forest ranger in the
16 performance of his or her duties.

17 (2) Falsely represents himself or herself to be a state forest ranger or assumes
18 to act as a state forest ranger without having been first appointed.

19 ✓
SECTION 1153ym. 28.98 of the statutes is created to read:

20 **28.98 General penalty provision.** Any person who violates any provision
21 of this chapter or any rule promulgated or order issued under this chapter for which
22 no other penalty is prescribed is subject to a forfeiture of not more than \$100.”

23 ✓ **792.** Page 483, line 21: delete the material beginning with that line and
24 ending with page 484, line 2.

1 ✓ **793.** Page 484, line 2: after that line insert:

2 “**SECTION 1162h.** 29.089 (1) of the statutes is amended to read:

3 29.089 (1) Except as provided in ~~sub.~~ subs. (3) and (4), no person may hunt or
4 trap on land located in state parks or state fish hatcheries.

5 **SECTION 1162p.** 29.089 (2) of the statutes is amended to read:

6 29.089 (2) Except as provided in ~~sub.~~ subs. (3) and (4), no person may have in
7 his or her possession or under his or her control a firearm on land located in state
8 parks or state fish hatcheries unless the firearm is unloaded and enclosed within a
9 carrying case.

10 ✓ **SECTION 1162t.** 29.089 (3) of the statutes is amended to read:

11 29.089 (3) A person may hunt deer, wild turkeys or small game in a state park,
12 or in a portion of a state park, if the state park is open for the purpose of hunting
13 under sub. (4) or if the department has authorized by rule the hunting of that type
14 of game in the state park, or in the portion of the state park, and if the person holds
15 the approvals required under this chapter for hunting that type of game.

16 ✓ **SECTION 1162w.** 29.089 (4) of the statutes is created to read:

17 29.089 (4) All land located in a state park shall be open for the purpose of
18 hunting during the appropriate open season to the maximum extent possible if the
19 state park in which the land is located has received any funding from the fish and
20 wildlife account of the conservation fund at any time during the preceding 10 years.

21 The natural resources board may exempt a state park from this requirement.

22 ✓ **SECTION 1162wm.** 29.09 of the statutes is created to read:

23 **29.09 Fishing on land in state parks.** The department may not prohibit
24 fishing on land located in a state park during the appropriate open season and shall

1 allow fishing to the maximum extent possible if the state park in which the land is
2 located has received any funding from the fish and wildlife account of the
3 conservation fund at any time during the preceding 10 years. The natural resources
4 board may exempt a state park from this requirement.”

5 ✓ **794.** Page 484, line 3: delete the material beginning with that line and ending
6 with page 486, line 17. ✓

7 ✓ **795.** Page 487, line 19: delete the material beginning with that line and
8 ending with page 488, line 7. ✓

9 ✓ **796.** Page 488, line 17: after that line insert:

10 “SECTION 1184m. 29.519 (2) (e) of the statutes is created to read:

11 29.519 (2) (e) *Retention of licenses.* 1. A commercial fishing licensee who is
12 authorized under the license to conduct commercial fishing operations in the waters
13 of Green Bay may retain the license without conducting any commercial fishing
14 operations as authorized under the license for one period of up to 7 consecutive years.
15 During this period, the commercial fishing licensee may not be required to transfer
16 the license, may not be required to invest in any fishing gear or equipment, and is
17 exempt from paying the applicable fees for the license under s. 29.563.

18 2. A commercial fishing licensee who conducts commercial fishing operations
19 as authorized under the license in the waters of Green Bay may choose for one period
20 of up to 7 consecutive years to be exempt from any minimum requirement on the
21 amount of fish harvested that is established by the department and that applies to
22 the licensee.”

23 ✓ **797.** Page 489, line 10: substitute “50 cents” for “\$1.50”. ✓

24 ✓ **798.** Page 489, line 15: after that line insert:

1 **SECTION 1196rk.** 29.566 (1r) of the statutes is created to read:

2 **29.566 (1r)** ISSUING PAYMENT FOR SPECIAL DEER HUNTING PERMITS. The
3 department shall establish a system under which the department pays each agent
4 appointed under s. 29.024 (6) (a) 2. or 3. a payment of 50 cents each time that the
5 agent uses the statewide automated system contracted for under s. 29.024 (6) (a) 4.
6 to issue to an individual one or more deer hunting permits as authorized under s.
7 29.177. The department shall make these payments by allowing the agent to retain
8 an amount equal to the payments from the amounts that are collected by the agent
9 and that would otherwise be remitted to the department.”

10 ✓ **799.** Page 490, line 5: after that line insert:

11 **SECTION 1197hm.** 29.591 (3) of the statutes is amended to read:

12 **29.591 (3)** INSTRUCTION FEE. The department shall ~~establish by rule the~~ may
13 not charge a fee for the course of instruction under the hunter education program and
14 the bow hunter education program. ~~The instructor shall collect this instruction fee~~
15 ~~from each person who receives instruction under the hunter education program and~~
16 ~~the bow hunter education program and remit the fee to the department. The~~
17 ~~department may determine the portion of this fee, which may not exceed 50%, that~~
18 ~~the instructor may retain to defray expenses incurred by the instructor in conducting~~
19 ~~the course. The instructor shall remit the remainder of the fee or, if nothing is~~
20 ~~retained, the entire fee to the department~~ may reimburse instructors for allowable
21 costs, as determined by the department, up to \$5 for each person who receives
22 instruction from that instructor.”

23 ✓ **800.** Page 490, line 17: after that line insert:

1 ✓ **SECTION 1225m.** 29.89 (1) (intro.) and (a) of the statutes are consolidated,
2 renumbered 29.89 (1) and amended to read:

3 29.89 (1) ~~DEFINITIONS. DEFINITION.~~ In this section: (a) “Charitable” “charitable
4 organization” means a nonprofit corporation, charitable trust or other nonprofit
5 association that is described in section 501 (c) (3) of the Internal Revenue Code and
6 that is exempt from taxation under section 501 (a) of the Internal Revenue Code.

7 ✓ **SECTION 1225r.** 29.89 (1) (b) of the statutes is repealed.”.

8 ✓ **801.** Page 490, line 24: after that line insert:

9 ✓ **SECTION 1228c.** 29.89 (3) (c) of the statutes is renumbered 29.89 (5) (b) 2. b.”.

10 ✓ **802.** Page 491, line 10: delete lines 10 to 14 and substitute:

11 **SECTION 1232c.** 29.89 (5) (b) of the statutes is renumbered 29.89 (5) (b) 1. and
12 amended to read:

13 29.89 (5) (b) 1. The department shall reimburse counties under this section
14 from the appropriation under s. 20.370 (5) (~~fq~~) (ft).

15 2. c. Moneys are available under s. 20.370 (5) (fq) after first deducting from s.
16 20.370 (5) (fq) payments made for county administrative costs, payments made for
17 wildlife damage abatement assistance, and wildlife damage claim payments under
18 s. 29.889.

19 ✓ **SECTION 1232e.** 29.89 (5) (b) 2. (intro.) and a. of the statutes are created to read:

20 29.89 (5) (b) 2. (intro.) The department shall reimburse counties under this
21 section from the appropriation under s. 20.370 (5) (fq) if all of the following apply:

22 a. The total amount of reimbursable costs exceeds the amount available under
23 s. 20.370 (5) (ft).

1 **SECTION 1232f.** 29.89 (5) (b) 2. b. of the statutes, as affected by 2001 Wisconsin
2 Act (this act), is repealed.”

3 **803.** Page 491, line 20: delete the material beginning with that line and
4 ending with page 492, line 2.

5 **804.** Page 492, line 2: after that line insert:

6 “**SECTION 1245g.** 30.015 of the statutes is created to read:

7 **30.015 Time limits for issuing permit determinations.** In issuing permits
8 under this chapter, the department shall initially determine whether a complete
9 application for the permit has been submitted and, no later than 60 days after the
10 application is submitted, notify the applicant in writing about the initial
11 determination of completeness. If the department determines that the application
12 is incomplete, the notice shall state the reason for the determination and the specific
13 items of information necessary to make the application complete. An applicant may
14 supplement and resubmit an application that the department has determined to be
15 incomplete. There is no limit on the number of times that an applicant may resubmit
16 an application that the department has determined to be incomplete under this
17 section. The department may not demand items of information that are not specified
18 in the notice as a condition for determining whether the application is complete
19 unless both the department and the applicant agree or unless the applicant makes
20 material additions or alterations to the project for which the application has been
21 submitted.

22 **SECTION 1245p.** 30.02 (3) of the statutes is amended to read:

23 30.02 (3) Upon receipt of a complete permit application or a request for a
24 determination under s. 236.16 (3) (d), the department shall either schedule a public

1 hearing to be held within 60 days after receipt of the application or request or provide
2 notice stating that it will proceed on the application or request without a public
3 hearing if, within 30 days after the publication of the notice, no substantive written
4 objection to issuance of the permit is received or no request for a hearing concerning
5 the determination under s. 236.16 (3) (d) is received. The notice shall be provided
6 to the clerk of each municipality in which the project is located and to any other
7 person required by law to receive notice. The department may provide notice to other
8 persons as it deems appropriate. The department shall provide a copy of the notice
9 to the applicant, who shall publish it as a class 1 notice under ch. 985 in a newspaper
10 designated by the department that is likely to give notice in the area affected. The
11 applicant shall file ~~proof~~ of publication with the department.

12 **SECTION 1245r.** 30.02 (4) (a) of the statutes is amended to read:

13 30.02 (4) (a) If a public hearing is ordered, the division of hearings and appeals
14 shall mail a written notice at least 10 days before the hearing to each person given
15 notice under sub. (3) and in the case of an application for a permit, to any person who
16 submitted a substantive written objection to issuance of the permit. The public
17 hearing shall be conducted within 60 days after the hearing is ordered.

18 **SECTION 1245s.** 30.02 (4) (b) of the statutes is amended to read:

19 30.02 (4) (b) The applicant shall publish a class 1 notice under ch. 985 of the
20 public hearing in a newspaper designated by the department that is likely to give
21 notice in the area affected. The applicant shall file proof of publication under this
22 paragraph with the hearing examiner at or prior to the hearing.”

23 ✓ **805.** Page 492, line 3: delete ✓ lines 3 to 24.

24 ✓ **806.** Page 494, line 8: after that line insert:

1 “**SECTION 1252m.** 30.121 (3g) of the statutes is created to read:

2 30.121 (**3g**) EXCEPTION; HISTORICAL OR CULTURAL VALUE. Subsection (3) does not
3 apply to the repair or maintenance of a boathouse or a fixed houseboat if the
4 boathouse or fixed houseboat has a historic or cultural value, as determined by the
5 state historical society or a local or county historical society established under s.
6 44.03.”.

7 ✓ **807.** Page 494, line 19: after that line insert:

8 “**SECTION 1255d.** 30.134 (1) (e) of the statutes is repealed.

9 **SECTION 1255h.** 30.134 (2) of the statutes is amended to read:

10 30.134 (2) AUTHORIZATION. Members of the public may use any exposed shore
11 area of a stream without the permission of the riparian ~~to engage in a water-related~~
12 ~~recreational activity~~ only if it is necessary to exit the body of water to bypass an
13 obstruction.

14 **SECTION 1255j.** 30.134 (3) (a) (intro.) of the statutes is renumbered 30.134 (3)
15 (a) and amended to read:

16 30.134 (3) (a) ~~In engaging in a water-related recreational activity in the~~ using
17 an exposed shore area of a stream, as authorized under sub. (2), a member of the
18 public may not do any of the following: enter the exposed shore area except from the
19 water, from a point of public access on the stream, or with the permission of the
20 riparian.

21 **SECTION 1255k.** 30.134 (3) (a) 1. of the statutes is repealed.

22 **SECTION 1255n.** 30.134 (3) (a) 2. of the statutes is repealed.

23 **SECTION 1255p.** 30.134 (3) (a) 3. of the statutes is repealed.

24 **SECTION 1255q.** 30.134 (3) (a) 4. of the statutes is repealed.

1 **SECTION 1255r.** 30.134 (3) (a) 5. of the statutes is repealed.

2 **SECTION 1255s.** 30.134 (3) (a) 6. of the statutes is repealed.

3 **SECTION 1255t.** 30.134 (3) (a) 7. of the statutes is repealed.

4 **SECTION 1255u.** 30.134 (3) (b) of the statutes is repealed.

5 **SECTION 1255v.** 30.134 (5) (intro.) of the statutes is amended to read:

6 30.134 (5) EXCEPTIONS. (intro.) The right granted to the public to engage in
7 ~~recreational activities on~~ under this section to use an exposed shore area of a stream
8 does not apply to any of the following:"

9 ✓ **808.** Page 497, line 21: after that line insert:

10 "SECTION 1261gk. 30.204 (1) of the statutes is amended to read:

11 30.204 (1) AUTHORIZATION. Between May 15, 1984, and January 1, 2002 2008,
12 the department is authorized to conduct a lake acidification experiment on the lake
13 specified under sub. (2)."

14 ✓ **809.** Page 497, line 21: after that line insert:

15 "SECTION 1261k. 30.2026 of the statutes is created to read:

16 **30.2026 Lake Belle View and Sugar River project. (1) AUTHORIZATION.**
17 (a) Subject to the restrictions under sub. (2), the village of Belleville may place fill
18 on all or part of the portion of the bed of Lake Belle View located in Dane County for
19 any of the following purposes:

20 1. Improving fish and wildlife habitat.

21 2. Creating and enhancing wetlands.

22 3. Improving the water quality of Lake Belle View and the Sugar River.

23 4. Enhancing the recreational use and aesthetic enjoyment of Lake Belle View

24 and the Sugar River.

1 5. Separating Lake Belle View from the Sugar River by creating an artificial
2 barrier from lake bottom sediments or by other means.

3 6. Creating suitable lake bottom depths or contours in Lake Belle View.

4 7. Promoting the growth of desirable wetland plants.

5 (b) Any lake bottom sediments that are unsuitable for the creation of an
6 artificial barrier under par. (a) 5. may be placed in any agricultural field that is
7 adjacent to Lake Belle View.

8 (c) If the village of Belleville creates an artificial barrier from lake bottom
9 sediments under par. (a) 5., the village of Belleville shall also place lake bottom
10 sediments in adjacent areas for the purpose of creating and enhancing wetlands.

11 (2) REQUIREMENTS. (a) The village of Belleville shall obtain approval from the
12 department for any placement of fill material as authorized under sub. (1).

13 (b) The village of Belleville shall submit to the department any plans or other
14 information that the department considers necessary for it to effectively determine
15 whether to grant approval under par. (a).

16 (c) The village of Belleville shall ensure that all of the following apply to any
17 artificial barrier created as authorized under sub. (1).

18 1. The barrier does not materially obstruct navigation or reduce the effective
19 flood flow capacity of a stream.

20 2. The barrier is not detrimental to the public interest.

21 3. The barrier is owned by a public entity and the public is granted free access
22 to the barrier.

23 4. Access by the public to the barrier is limited to use as open space for
24 recreational purposes.

1 5. The barrier remains in as natural a condition as is practicable, as determined
2 by the department.

3 6. No structure, except those necessary in order to effectuate a purpose
4 specified in sub. (1) (a), are placed on the barrier.

5 (d) The village of Belleville shall create any artificial barrier under this section
6 in compliance with all state laws that relate to navigable bodies of water, except s.
7 30.12 (1) and (2).

8 **(3) CONDITIONS.** (a) The village of Belleville shall maintain any artificial
9 barrier created as authorized under sub. (1). If a landowner of more than 500 feet
10 of Lake Belle View shoreline, a portion of which is located within 1,000 feet of any
11 such artificial barrier, is dissatisfied with the manner in which the village of
12 Belleville is maintaining the barrier, the owner may maintain the barrier in lieu of
13 the village, upon approval of the department. The village or a landowner who
14 maintains the barrier shall comply with all state laws that relate to navigable bodies
15 of water, except s. 30.12 (1) and (2). The department may require the village of
16 Belleville or the landowner to maintain the barrier in a structurally and functionally
17 adequate condition.

18 (b) The village of Belleville shall ensure that any construction draw down of
19 Lake Belle View related to the creation of any artificial barrier authorized under sub.
20 (1) occurs only once.

21 **(4) COSTS.** Any costs incurred by the state to construct, maintain, improve, or
22 remove any artificial barrier created as authorized under sub. (1) shall be paid by the
23 village of Belleville or its successors or assigns.

24 **(5) IMMUNITY.** The state and its officers, employees, and agents are immune
25 from liability for acts or omissions that cause damage or injury and that relate to the

1 construction, maintenance, or use of any artificial barrier created as authorized
2 under sub. (1).”

3 ✓ **810.** Page 498, line 6: after that line insert:

4 “SECTION 1261p. 30.265 of the statutes is created to read:

5 (5) **30.265 Adopt a river program.** The department shall establish ^{and} adopt a
6 river program to encourage program volunteers to clean up a specified portion of a
7 lake, river, wetland, or ravine. The department shall supply to the volunteers
8 educational support and necessary supplies. The department shall keep records of
9 information related to the program, including the pounds of rubbish collected, the
10 number of volunteer hours provided, and descriptions of the debris found. The
11 department shall publicly recognize volunteers who participate in the program.”

12 ✓ **811.** Page 498, line 6: after that line insert:

13 “SECTION 1261r. 30.277 (1m) (a) of the statutes is amended to read:

14 30.277 (1m) (a) Beginning in fiscal year 1992–93, from the appropriation under
15 s. 20.866 (2) (tz), the department shall award grants to governmental units to assist
16 them in projects on or adjacent to rivers that flow through urban areas. The
17 department may award these grants from the appropriation under s. 20.866 (2) (ta)
18 beginning on July 1, 2000, subject to the agreement under s. 23.0917 (4r).”

19 ✓ **812.** Page 499, line 4: after that line insert:

20 “SECTION 1266m. 30.50 (4s) of the statutes is amended to read:

21 30.50 (4s) “Law enforcement officer” has the meaning specified under s. 165.85
22 (2) (c) and includes a person appointed as a conservation warden ~~by the department~~
23 under s. 23.10 (1) or a state forest ranger appointed under s. 28.92.”

24 ✓ **813.** Page 507, line 12: after that line insert:

✓
1 “SECTION 1304g. 30.54 (2) of the statutes is amended to read:

2 30.54 (2) If a person applies for a replacement certificate under sub. (1),
3 ~~conservation wardens or local law enforcement officials~~ law enforcement officers,
4 after presenting appropriate credentials to the owner or legal representative of the
5 owner named in the certificate of title, shall inspect the boat’s engine serial number
6 or hull identification number, for purposes of verification or enforcement.

7 SECTION 1304r. 30.544 of the statutes is amended to read:

8 **30.544 Inspection of boats purchased out-of-state.** For purposes of
9 enforcement, ~~conservation wardens or local law enforcement officials~~ law
10 enforcement officers, after presenting appropriate credentials to the owner of a boat
11 which was purchased outside of this state and which is subject to the certificate of
12 title requirements of this chapter, shall inspect the boat’s engine serial number or
13 hull identification number.”

✓ 14 **814.** Page 507, line 23: after that line insert:

15 “SECTION 1306m. 30.67 (2) (a) of the statutes is amended to read:

16 30.67 (2) (a) If a boating accident results in death or injury to any person, the
17 disappearance of any person from a boat under circumstances indicating death or
18 injury, or property damage, every operator of a boat involved in an accident shall,
19 without delay and by the quickest means available, give notice of the accident to a
20 ~~conservation warden or local law enforcement officer~~ and shall file a written report
21 with the department on the form prescribed by it. The department shall promulgate
22 rules necessary to keep accident reporting requirements in conformity with rules
23 adopted by the U.S. coast guard.”

✓ 24 **815.** Page 509, line 25: after that line insert:

1 **SECTION 1319m.** 30.92 (1) (b) of the statutes is amended to read:

2 30.92 (1) (b) “Governmental unit” means the department of natural resources,
3 the department of forestry, a municipality, a lake sanitary district, a public inland
4 lake protection and rehabilitation district organized under ch. 33, the Milwaukee
5 River revitalization council, the Lower Wisconsin State Riverway board, the Fox
6 River management commission, or any other local governmental unit, as defined in
7 s. ~~66.0131~~ (1) (a), that is established for the purpose of lake management.”.

8 ✓ **816.** Page 510, line 13: after that line insert:

9 **SECTION 1328m.** 30.92 (3) (b) 7. of the statutes is amended to read:

10 30.92 (3) (b) 7. Location of the proposed project within the region identified in
11 s. ~~25.29 (7) (a)~~ 25.28 (3) (am).”.

12 ✓ **817.** Page 512, line 3: after that line insert:

13 **SECTION 1345b.** 31.385 (5) of the statutes is created to read:

14 31.385 (5) Notwithstanding the limitations under sub. (2) (a) and the funding
15 allocation requirements under sub. (2) (ag) and (ar), the department shall provide
16 financial assistance to the village of Cazenovia in the amount necessary for a dam
17 safety project to repair a dam that is located in the portion of the village that is in
18 Richland County. The amount of the financial assistance may not exceed \$250,000.
19 The village need not contribute to the repair costs, and sub. (2) (c) does not apply to
20 this dam safety project. The repair of this dam need not be included as a dam safety
21 project under the inventory maintained by the department under sub. (4) for the
22 village to receive financial assistance under this section.”.

23 ✓ **818.** Page 512, line 3: after that line insert:

24 **SECTION 1344g.** 31.309 (1) (ag) of the statutes is created to read:

1 31.309 (1) (ag) The department shall provide a grant of \$350,000 in fiscal year
2 2001–2002 and a grant of \$350,000 in fiscal year 2002–2003 from the appropriation
3 under s. 20.370 (5) (cq) to the city of Portage for the renovation and repair of the
4 Portage canal.”

5 ✓ **819.** Page 512, line 6: after that line insert:

6 “SECTION 1346j. 34.05 (4) of the statutes is amended to read:

7 34.05 (4) Money from the appropriation under s. 20.143 (1) (fm) shall be
8 deposited in a public depository located in this state that is ~~at least 51% owned by~~
9 ~~a minority group member or minority group members, as defined in s. 560.036 (1) (f)~~
10 a minority business certified by the department of commerce under s. 560.036 (2).”.

11 ✓ **820.** Page 512, line 6: after that line insert:

12 “SECTION 1345cm. 31.387 of the statutes is created to read:

13 **31.387 Dam rehabilitation projects.** The department shall establish and
14 administer a grant program under which the department shall provide grants to
15 counties to rehabilitate dams located in those counties. The department may only
16 provide a grant for a project under this section to match federal funds provided for
17 the project under the federal Watershed Protection and Flood Prevention Act of 1953
18 (Public Law 83–566). The department shall promulgate rules necessary to
19 implement this section.”.

20 J **821.** Page 512, line 6: after that line insert:

21 “SECTION 1346g. 32.02 (15m) of the statutes is created to read:

22 32.02 (15m) The department of forestry with the approval of the appropriate
23 standing committees of each house of the legislature as determined by the presiding
24 officer thereof and as authorized by law, for acquisition of lands.

✓
1 **SECTION 1346r.** 32.035 (3) of the statutes is amended to read:

2 32.035 (3) PROCEDURE. The condemnor shall notify the department of any
3 project involving the actual or potential exercise of the powers of eminent domain
4 affecting a farm operation. If the condemnor is the department of natural resources
5 or the department of forestry, the notice required by this subsection shall be given
6 at the time that permission of the ~~senate and assembly~~ appropriate standing
7 committees on natural resources is sought under s. 23.09 (2) (d) ~~or~~, 27.01 (2) (a), or
8 28.02 (2). To prepare an agricultural impact statement under this section, the
9 department may require the condemnor to compile and submit information about an
10 affected farm operation. The department shall charge the condemnor a fee
11 approximating the actual costs of preparing the statement. The department may not
12 publish the statement if the fee is not paid.”.

✓
13 **822.** Page 514, line 6: after that line insert:

14 “**SECTION 1349u.** 36.11 (27) of the statutes is created to read:

15 36.11 (27) CONDITION ON FINANCIAL ASSISTANCE. The board may not provide any
16 state financial assistance under this chapter to any person during the period that the
17 person is required to register with the selective service system under 50 USC,
18 Appendix, sections 451 to 473 if the person has not so registered.”.

✓
19 **823.** Page 515, line 23: after that line insert:

20 “**SECTION 1351x.** 36.11 (47m) of the statutes is created to read:

21 36.11 (47m) TRANSFER OF CREDIT. (a) The board shall ensure that all
22 institutions and college campuses accept credits transferred from the technical
23 college system and from within the system for general education courses and for
24 courses included in the plan required by 1999 Wisconsin Act 9, section 9154 (4g).

1 (b) Notwithstanding par. (a), the board may, on a case-by-case basis, request
2 that the standing committees on higher education in the senate and assembly block
3 the transfer of credits. A majority vote of each committee is required to block the
4 transfer.”

5 ✓ **824.** Page 515, line 23: after that line insert:

6 “SECTION 1351u. 36.11 (54) of the statutes is created to read:

7 36.11 (54) WILDLIFE BIOLOGIST. The board shall ensure that the job description
8 for the wildlife biologist at the University of Wisconsin–Stevens Point requires the
9 person in that position to devote a significant portion of time to bear hunting research
10 and data collection.”

11 ✓ **825.** Page 515, line 23: after that line insert:

12 “SECTION 1351y. 36.11 (50) of the statutes is created to read:

13 36.11 (50) NOTICE REGARDING SEX OFFENDERS. If the board of regents receives
14 information under s. 301.46 (2s) regarding a sex offender whom it employs or who
15 attends an institution within the University of Wisconsin System, the board of
16 regents shall provide the information that it receives, upon request, to any of the
17 following:

18 (a) A student attending an institution at which the sex offender works, if the
19 sex offender is an employee.

20 (b) A student attending the institution that the sex offender attends, if the sex
21 offender is a student.

22 (c) A parent, guardian, or legal custodian of a person entitled to receive the
23 information under par. (a) or (b).”

24 ✓ **826.** Page 515, line 23: after that line insert:

1 ✓
 SECTION 1351zb. 36.11 (49) of the statutes is created to read:

2 36.11 (49) SPECIAL EDUCATION STUDY. The board shall direct the University of
3 Wisconsin–Madison School of Education and the Department of Neurology of the
4 University of Wisconsin–Madison Medical School to study methods of identifying
5 special education pupils with dyslexia and irlen syndrome and methods of
6 remediation.”.

7 ✓ **827.** Page 515, line 23: after that line insert:

8 ✓
 SECTION 1351za. 36.11 (48m) of the statutes is created to read:

9 36.11 (48m) DOMESTIC ABUSE TRAINING. The board shall ensure that training
10 for medical students and nursing students in dealing with the emotional and
11 psychological impact of domestic abuse on victims is increased.”.

12 ✓ **828.** Page 515, line 23: after that line insert:

13 ✓
 SECTION 1351wc. 36.11 (46) of the statutes is created to read:

14 36.11 (46) FOND DU LAC AVENUE CORRIDOR STUDY. The board shall ensure that
15 the Center for Economic Development at the University of Wisconsin–Milwaukee
16 completes an economic development study of the Fond du Lac Avenue corridor from
17 North Avenue to Capitol Drive in Milwaukee.”.

18 ✓ **829.** Page 515, line 24: delete that line.

19 ✓ **830.** Page 516, line 1: delete lines 1 to 25.

20 ✓ **831.** Page 517, line 1: delete lines 1 to 8.

21 ✓ **832.** Page 517, line 10: delete the material beginning with that line and
22 ending with page 518, line 12, and substitute:

1 “36.25 (17) GRAZING EDUCATION GRANT PROGRAM. The board shall administer a
2 grazing education grant program through the extension to make grants for
3 educational and technical assistance concerning management intensive grazing.

4 **SECTION 1358m.** 36.25 (46) of the statutes is created to read:

5 36.25 (46) WATERSHED MANAGEMENT CENTER. The board shall establish in the
6 college of natural resources at the University of Wisconsin–Stevens Point a center
7 to conduct studies and research relating to watershed management.”

8 **833.** Page 518, line 12: after that line insert:

9 “**SECTION 1356L.** 36.25 (20) of the statutes is repealed.”

10 **834.** Page 519, line 3: delete “3” and substitute “4”.

11 **835.** Page 519, line 5: after that line insert:

12 “**SECTION 1360m.** 36.27 (2) (cr) of the statutes is created to read:

13 36.27 (2) (cr) A person who is a citizen of a country other than the United States
14 is entitled to the exemption under par. (a) if that person meets all of the following
15 requirements:

16 1. The person graduated from a high school in this state or received a high
17 school graduation equivalency from this state.

18 2. The person resided in this state for at least 3 years after graduation from
19 high school or after having received a high school graduation equivalency from this
20 state.

21 3. The person enrolls in an institution and provides that institution with an
22 affidavit stating that the person will file an application for a permanent resident visa
23 with the Immigration and Naturalization Service as soon as the person is eligible to
24 do so.”

1 ✓ **836.** Page 519, line 13: delete lines 13 to 20.

2 ✓ **837.** Page 520, line 9: after that line insert:

3 "SECTION 1370m. 38.12 (12) of the statutes is created to read:

4 38.12 (12) TRANSFER OF CREDIT. Each district board shall accept credits
5 transferred from another district or from an institution or college campus within the
6 University of Wisconsin System for general education courses and for courses
7 included in the plan required by 1999 Wisconsin Act 9, section 9154 (4g)."

8 ✓ **838.** Page 520, line 9: after that line insert:

9 "SECTION 1370m. 38.12 (14) of the statutes is created to read:

10 38.12 (14) DOMESTIC ABUSE. The district board shall ensure that training for
11 nursing students in dealing with the emotional and psychological impact of domestic
12 abuse on victims is increased."

13 ✓ **839.** Page 520, line 10: delete lines 10 to 17.

14 ✓ **840.** Page 521, line 11: after that line insert:

15 "SECTION 1372g. 38.15 (3) (c) 3. of the statutes is amended to read:

16 38.15 (3) (c) 3. The capital expenditure is made before ~~January 1, 2002~~ July 1,
17 2003."

18 ✓ **841.** Page 521, line 11: after that line insert:

19 "SECTION 1372e. 38.18 of the statutes is amended to read:

20 **38.18 Contracts and bidding.** All contracts made by a district board for
21 public construction in a district shall be let by the district board to the lowest
22 responsible bidder, and may be awarded to a minority business that is certified by
23 the department of commerce under s. 560.036 (2), in accordance with s. 62.15 (1) to
24 (11) and (14). For purposes of this section, the district board shall possess the powers

1 conferred by s. 62.15 on the board of public works and the common council. All
2 contracts made under this section shall be made in the name of the district and shall
3 be executed by the district board chairperson and district board secretary.”.

4 ✓ **842.** Page 521, line 11: after that line insert:

5 ✓ **“SECTION 1374m.** 38.27 (2m) (f) of the statutes is created to read:

6 38.27 (2m) (f) Beginning in the 2001–02 school year, at least \$750,000 annually
7 is awarded under this section to districts with limited fiscal capacity, as defined by
8 the board by rule.”.

9 ✓ **843.** Page 521, line 21: after that line insert:

10 ✓ **“SECTION 1375d.** 38.28 (2) (b) 2. of the statutes is amended to read:

11 38.28 (2) (b) 2. The most current equalized values certified by the department
12 of revenue shall be used in aid determinations. Equalized values shall include the
13 full value of ~~computers~~ property that ~~are~~ is exempt under s. 70.11 (39) and (39m) as
14 determined under s. 79.095 (3).”.

15 ✓ **844.** Page 522, line 2: after that line insert:

16 ✓ **“SECTION 1375r.** 38.37 of the statutes is created to read:

17 **38.37 Crime prevention resource center.** The Fox Valley Technical College
18 shall permit the Wisconsin Crime Prevention Practitioners Association or a person
19 designated by the association to establish at the college a crime prevention resource
20 center and shall operate the center in cooperation with the association or the person
21 designated by the association.”.

22 **845.** Page 522, line 2: after that line insert:

23 ✓ **“SECTION 1375p.** 38.305 (2) of the statutes is repealed.”.

24 ✓ **846.** Page 522, line 3: delete lines 3 to 19.

1 ✓ **847.** Page 522, line 20: delete lines 20 to 24. ✓

2 ✓ **848.** Page 522, line 24: after that line insert: ✓

3 “**SECTION 1380g.** 39.28 (6) of the statutes is created to read:

4 39.28 (6) The board may not provide any state financial assistance under this
5 subchapter to any person during the period that the person is required to register
6 with the selective service system under 50 USC, Appendix, sections 451 to 473 if the
7 person has not so registered.”.

8 ✓ **849.** Page 522, line 24: after that line insert: ✓

9 “**SECTION 1379t.** 39.17 of the statutes is created to read:

10 **39.17 Medical College of Wisconsin; domestic abuse training.** The
11 Medical College of Wisconsin, Inc., shall increase training of medical students in
12 dealing with the emotional and psychological impact of domestic abuse on victims.”.

13 ✓ **850.** Page 523, line 9: after that line insert: ✓

14 “**SECTION 1380t.** 39.393 of the statutes is created to read:

15 **39.393 Nursing student loan program.** (1) The board shall establish a loan
16 program to defray the cost of tuition, fees, and expenses for persons enrolled in any
17 of the following:

18 (a) A program in this state that confers an associate degree in nursing.

19 (b) A program in this state that confers a bachelor’s degree in nursing.

20 (c) A program in this state that confers a 2nd degree that will make the person
21 eligible to sit for examination under s. 441.04 or 441.10.

22 (d) A program in this state that confers a diploma in nursing.

23 (2) Beginning in the 2002–03 fiscal year, the board shall make loans under this
24 section from the appropriation under s. 20.235 (1) (cm). The maximum amount of

1 loan for a person during any fiscal year is \$3,000. The maximum that a person may
2 receive under this section is \$15,000. The board shall ensure that the terms of the
3 loan do not require a loan recipient to repay the loan while the recipient is enrolled
4 in a program under sub. (1).

5 (3) After the recipient of a loan under sub. (1) has completed the program
6 described in sub. (1), the board shall forgive 25% of the loan's principal and interest
7 after the first full year and 25% of the loan's principal and interest after the 2nd full
8 year that the recipient has been employed full time in this state as a nurse. The board
9 may forgive loans on a prorated basis for persons who are employed less than full
10 time.

11 (4) The board shall promulgate rules to implement and administer this
12 section.”.

13 ✓ **851.** Page 523, line 10: delete lines 10 and 11.

14 ✓ **852.** Page 523, line 11: after that line insert:

15 ✓ **“SECTION 1381g.** 39.41 (1) (bm) of the statutes is amended to read:

16 39.41 (1) (bm) “Senior” means a pupil enrolled in the 12th grade in a public or
17 private high school, the school operated by the Wisconsin School Educational
18 Services Program for the Deaf and Hard of Hearing or the school operated by the
19 Wisconsin Center for the Blind and Visually Impaired.”.

20 ✓ **853.** Page 523, line 17: after that line insert:

21 ✓ **“SECTION 1381p.** 39.41 (1m) (c) 2. of the statutes is amended to read:

22 39.41 (1m) (c) 2. For the school operated by the Wisconsin School Educational
23 Services Program for the Deaf and Hard of Hearing, designate the senior with the
24 highest grade point average in all subjects as a scholar.

1 ✓ **SECTION 1381r.** 39.41 (1m) (fm) of the statutes is amended to read:

2 39.41 (1m) (fm) If 2 or more seniors from the school operated by the Wisconsin
3 School Educational Services Program for the Deaf and Hard of Hearing have the
4 same grade point average and, except for the limitation of one designated senior, are
5 otherwise eligible for designation under par. (c) 2., the executive secretary shall
6 make the designation under par. (c) 2. of the senior who may be eligible for a higher
7 education scholarship as a scholar and, if that senior does not qualify for a higher
8 education scholarship under sub. (2) (a) or (3) (a), shall designate one or more of the
9 remaining seniors with the same grade point average as eligible for a higher
10 education scholarship as a scholar under sub. (2) (a) or (3) (a) until the scholarship
11 may be awarded by the board.”

12 ✓ **854.** Page 523, line 18: delete lines 18 to 22.

13 ✓ **855.** Page 523, line 22: after that line insert:

14 “**SECTION 1382r.** 39.44 (1) (b) of the statutes is amended to read:

15 39.44 (1) (b) There is established, to be administered by the board, the minority
16 undergraduate retention grant program for minority undergraduates students
17 enrolled as freshmen, sophomores, juniors, or seniors in private, nonprofit higher
18 educational institutions in this state or in technical colleges in this state.”

19 ✓ **856.** Page 524, line 3: after that line insert:

20 “**SECTION 1384m.** 39.75 (7) (d) of the statutes is amended to read:

21 39.75 (7) (d) The commission shall keep accurate accounts of all receipts and
22 disbursements. The receipts and disbursements of the commission shall be subject
23 to the audit and accounting procedures established by its bylaws. However, all
24 receipts and disbursements of funds handled by the commission shall be audited

1 yearly by a qualified certified public accountant licensed or certified under ch. 442,
2 and the report of the audit shall be included in and become part of the annual reports
3 of the commission.”.

4 ✓ **857.** Page 524, line 16: after that line insert:

5 “**SECTION 1385m.** 39.80 (5) (c) of the statutes is amended to read:

6 39.80 (5) (c) The commission shall keep accurate accounts of all receipts and
7 disbursements. The receipts and disbursements of the commission shall be subject
8 to the audit and accounting procedures established under its bylaws. However, all
9 receipts and disbursements of funds handled by the commission shall be audited
10 yearly by a certified ~~or licensed~~ public accountant licensed or certified under ch. 442
11 and the report of the audit shall be included in and become part of the annual report
12 of the commission.”.

13 ✓ **858.** Page 524, line 17: delete the material beginning with that line and
14 ending with page 532, line 13.

15 ✓ **859.** Page 532, line 13: after that line insert:

16 “**SECTION 1387e.** 40.02 (17) (n) of the statutes is created to read:

17 40.02 (17) (n) Notwithstanding par. (d), each participant who is a state forest
18 ranger on or after the effective date of this paragraph [revisor inserts date], shall
19 be granted creditable service as a protective occupation participant for all covered
20 service as a state forest ranger that was earned on or after the effective date of this
21 paragraph [revisor inserts date], but may not be granted creditable service as a
22 protective occupation participant for any covered service as a state forest ranger that
23 was earned before the effective date of this paragraph [revisor inserts date],

1 unless that service was earned while the participant was classified under sub. (48)
2 (a) and s. 40.06 (1) (d) as a protective occupation participant.”.

3 ✓ **860.** Page 533, line 2: after that line insert:

4 “SECTION 1389t. 40.02 (54) (a) of the statutes is repealed.”.

5 ✓ **861.** Page 533, line 2: after that line insert:

6 “SECTION 1389r. 40.02 (48) (c) of the statutes is amended to read:

7 40.02 (48) (c) In s. 40.65, “protective occupation participant” means a
8 participating employee who is a police officer, fire fighter, an individual determined
9 by a participating employer under par. (a) or (bm) to be a protective occupation
10 participant, county undersheriff, deputy sheriff, state probation and parole officer,
11 county traffic police officer, conservation warden, state forest ranger, field
12 conservation employee of the department of natural resources or the department of
13 forestry who is subject to call for forest fire control or warden duty, member of the
14 state traffic patrol, state motor vehicle inspector, University of Wisconsin System
15 full-time police officer, guard or any other employee whose principal duties are
16 supervision and discipline of inmates at a state penal institution, excise tax
17 investigator employed by the department of revenue, person employed under s. 61.66
18 (1), or special criminal investigation agent employed by the department of justice.”.

19 ✓ **862.** Page 533, line 4: after that line insert:

20 “SECTION 1391h. 40.03 (2) (it) of the statutes is created to read:

21 40.03 (2) (it) Shall promulgate, with the approval of the private employer
22 health care coverage board, all rules required for the administration of the private
23 employer health care coverage program established under subch. X.”.

24 ✓ **863.** Page 534, line 23: after that line insert:

✓
1 “SECTION 1398mn. 40.21 (3m) of the statutes is created to read:

2 40.21 (3m) A city–county health department that is established under s.
3 251.02 (1m), that is subject to s. 251.02 (1r), and that is not otherwise a participating
4 employer, is a participating employer with respect to its employees who are included
5 in a collective bargaining unit for which a representative is recognized or certified
6 under subch. IV of ch. 111 and is not required to adopt a resolution electing to
7 participate in the Wisconsin retirement system or provide notice of such election to
8 the department under sub. (1).”.

✓
9 **864.** Page 534, line 23: after that line insert:

10 “SECTION 1398r. 40.51 (12) of the statutes is amended to read:

11 40.51 (12) Every ~~managed-care~~ defined network plan, as defined in s. 609.01
12 ~~(3e)~~ (1b), and every limited service health organization, as defined in s. 609.01 (3),
13 that is offered by the state under sub. (6) shall comply with ch. 609.

14 SECTION 1398s. 40.51 (13) of the statutes is amended to read:

15 40.51 (13) Every ~~managed-care~~ defined network plan, as defined in s. 609.01
16 ~~(3e)~~ (1b), and every limited service health organization, as defined in s. 609.01 (3),
17 that is offered by the group insurance board under sub. (7) shall comply with ch.
18 609.”.

✓
19 **865.** Page 534, line 23: after that line insert:

20 “SECTION 1398s. 40.05 (4) (b) of the statutes is amended to read:

21 40.05 (4) (b) Except as provided under pars. (bc) and (bp), accumulated unused
22 sick leave under ss. 13.121 (4), 36.30, 230.35 (2), 233.10, and 757.02 (5) and subch.
23 I or V of ch. 111 of any eligible employee shall, at the time of death, upon qualifying
24 for an immediate annuity or for a lump sum payment under s. 40.25 (1) or upon

1 termination of creditable service and qualifying as an eligible employee under s.
2 40.02 (25) (b) 6. or 10., be converted, at the employee's current basic pay rate, to
3 credits for payment of health insurance premiums on behalf of the employee or the
4 employee's surviving insured dependents. Any supplemental compensation that is
5 paid to a state employee who is classified under the state classified civil service as
6 a teacher, teacher supervisor, or education director for the employee's completion of
7 educational courses that have been approved by the employee's employer is
8 considered as part of the employee's basic pay for purposes of this paragraph. The
9 full premium for any eligible employee who is insured at the time of retirement, or
10 for the surviving insured dependents of an eligible employee who is deceased, shall
11 be deducted from the credits until the credits are exhausted and paid from the
12 account under s. 40.04 (10), and then deducted from annuity payments, if the
13 annuity is sufficient. The department shall provide for the direct payment of
14 premiums by the insured to the insurer if the premium to be withheld exceeds the
15 annuity payment. ~~Except as provided in par. (bd), upon~~ Upon conversion of an
16 employee's unused sick leave to credits under this paragraph or par. (bf), the
17 employee or, if the employee is deceased, the employee's surviving insured
18 dependents may initiate deductions from those credits or may elect to delay
19 initiation of deductions from those credits ~~for any period of time, but only~~ if the
20 employee or surviving insured dependents are covered by a comparable health
21 insurance plan or policy during the period beginning on the date of the conversion
22 and ending on the last day of the 2nd month after the date on which the employee
23 or surviving insured dependents later elect to initiate deductions from those credits.
24 If an employee or an employee's surviving insured dependents elect to delay
25 initiation of deductions from those credits, an employee or the employee's surviving

1 insured dependents may only later elect to initiate deductions from those credits
2 during the annual enrollment period under par. (be). A health insurance plan or
3 policy is considered comparable if it provides hospital and medical benefits that are
4 substantially equivalent to the standard health insurance plan established under s.
5 40.52 (1).

6 ~~SECTION 1398t.~~ 40.05 (4) (bd) of the statutes is repealed.

7 ~~SECTION 1398u.~~ 40.05 (4) (be) of the statutes is repealed and recreated to read:

8 40.05 (4) (be) The department shall establish an annual enrollment period
9 during which an employee or, if the employee is deceased, an employee's surviving
10 insured dependents may elect to initiate or delay continuation of deductions from the
11 employee's sick leave credits under par. (b). An employee or surviving insured
12 dependent may elect to continue or delay continuation of such deductions any
13 number of times. If an employee or surviving insured dependent has initiated the
14 deductions but later elects to delay continuation of the deductions, the employee or
15 surviving insured dependent must be covered by a comparable health insurance plan
16 or policy during the period beginning on the date on which the employee or surviving
17 insured dependent delays continuation of the deductions and ending on the date on
18 which the employee or surviving insured dependent later elects to continue the
19 deductions. A health insurance plan or policy is considered comparable if it provides
20 hospital and medical benefits that are substantially equivalent to the standard
21 health insurance plan established under s. 40.52 (1)."

22 ✓ **866.** Page 534, line 23: after that line insert:

23 "SECTION 1398r. 40.65 (4w) of the statutes is created to read:

1 40.65 (4w) A state forest ranger who becomes a protective occupation
2 participant on or after the effective date of this subsection ... [revisor inserts date],
3 is not entitled to a duty disability benefit under this section for an injury or disease
4 occurring before the effective date of this subsection ... [revisor inserts date].”.

5 ✓ **867.** Page 535, line 6: after that line insert:

6 “**SECTION 1400m.** 41.11 (7) of the statutes is created to read:

7 41.11 (7) WILD RIVERS INTERPRETIVE CENTER GRANTS. From the appropriation
8 under s. 20.380 (1) (kg), the department shall make a grant of \$20,000 in each fiscal
9 year to the Florence County forestry and park department for distribution of state
10 tourism materials at the Wild Rivers Interpretive Center.”.

11 ✓ **868.** Page 535, line 6: after that line insert:

12 “**SECTION 1400m.** 41.11 (4) of the statutes is amended to read:

13 41.11 (4) ADVERTISING. The department shall plan and conduct a program of
14 advertising and promotion designed to attract interested persons to this state and
15 to stimulate the enjoyment of its recreational opportunities by residents and
16 nonresidents alike. Any contracts engaging a private agency to conduct an
17 advertising or promotion program under this subsection shall reserve to the
18 department the right to terminate the contract if the service is unsatisfactory to the
19 department. The department shall encourage and coordinate the efforts of public
20 and private organizations to publicize the facilities and attractions of the state for
21 the purpose of stimulating their enjoyment by residents and tourists. The
22 department shall advertise historic sites and state parks with funding from the same
23 appropriation account or accounts.”.

24 ✓ **869.** Page 535, line 6: after that line insert:

1 **SECTION 1400b.** 40.98 (1) (bm) of the statutes is created to read:

2 40.98 (1) (bm) “Eligible employee” has the meaning given in s. 632.745 (5) (a).

3 **SECTION 1400c.** 40.98 (1) (d) of the statutes is amended to read:

4 40.98 (1) (d) “Employer” means any person doing business or operating an
5 organization in this state and employing at least 2 eligible employees, except that for
6 a person operating a farm business the person must employ at least one eligible
7 employee. “Employer” does not include an employer as defined in s. 40.02 (28).

8 **SECTION 1400d.** 40.98 (2) (a) 3. of the statutes is amended to read:

9 40.98 (2) (a) 3. The ~~administrator selected under subd. 2., or the department~~
10 ~~if no administrator has been selected under subd. 2.,~~ shall enter into contracts with
11 insurers who are to provide health care coverage under the health care coverage
12 program.

13 **SECTION 1400e.** 40.98 (2) (a) 4. of the statutes is amended to read:

14 40.98 (2) (a) 4. The department or the administrator selected under subd. 2.
15 shall solicit and accept bids and shall enter into a contract for marketing the health
16 care coverage program.

17 **SECTION 1400em.** 40.98 (2) (a) 5. of the statutes is amended to read:

18 40.98 (2) (a) 5. The department or the administrator selected under subd. 2.
19 shall maintain a toll-free telephone number to provide information on the health
20 care coverage program.

21 **SECTION 1400f.** 40.98 (2) (d) of the statutes is amended to read:

22 40.98 (2) (d) All insurance rates for health care coverage under the program
23 shall be ~~published annually in a single publication that is~~ made available to
24 employers and employees in a manner determined by the board. Rates that apply
25 to coverage for small employers, as defined in s. 635.02 (7), shall be published at least

1 annually, as required in s. 635.12. The rates may be listed by county or by any other
2 regional factor that the board considers appropriate. Annually, the board shall
3 submit a report to the appropriate standing committees under s. 13.172 (3)
4 specifying the average insurance rate for health care coverage under the program by
5 county or by any other regional factor the board considers appropriate.

6 **SECTION 1400g.** 40.98 (3) (a) of the statutes is amended to read:

7 40.98 (3) (a) Offer health care coverage under one or more plans to all of its
8 ~~permanent eligible employees who have a normal work week of 30 or more hours and,~~
9 if permitted by any plan offered by an insurer under the health care coverage
10 program, may offer health care coverage under one or more plans such a plan to any
11 of its other employees.

12 **SECTION 1400h.** 40.98 (3) (b) of the statutes is amended to read:

13 40.98 (3) (b) Provide health care coverage under one or more plans to at least
14 50% of its ~~permanent eligible employees who have a normal work week of 30 or more~~
15 ~~hours and~~ who do not otherwise receive health care coverage as a dependent under
16 any other plan that is not offered by the employer or a percentage of such employees
17 specified by the board, whichever percentage is greater.

18 **SECTION 1400i.** 40.98 (3) (c) of the statutes is amended to read:

19 40.98 (3) (c) Pay for each eligible employee at least 50% ~~but not more than 100%~~
20 ~~of the lowest premium rate that would be~~ of the lowest premium rate for single
21 coverage that is available to the employer for that employee's coverage under the
22 health care coverage program.

23 **SECTION 1400j.** 40.98 (5) of the statutes is renumbered 40.98 (5) (am).

24 **SECTION 1400k.** 40.98 (5) (bm) of the statutes is created to read:

1 40.98 (5) (bm) Notwithstanding par. (am), the department, in consultation
2 with the board, may limit the requirement under par. (am) to compliance with s.
3 635.19.

4 **SECTION 1400L.** 40.98 (6) (b) of the statutes is amended to read:

5 40.98 (6) (b) An insurance agent may not sell any health care coverage under
6 the health care coverage program on behalf of an insurer unless he or she is employed
7 ~~by the insurer or has a contract with the insurer to sell the health care coverage on~~
8 ~~behalf of listed by the insurer under s. 628.11.~~

9 **SECTION 1400m.** 40.98 (6) (d) of the statutes is repealed and recreated to read:

10 40.98 (6) (d) The board may establish training requirements that an insurance
11 agent must satisfy, in addition to any requirements under s. 628.04 (3), to sell health
12 care coverage under the health care coverage program.

13 **SECTION 1400n.** 40.98 (6m) of the statutes is created to read:

14 40.98 (6m) The secretary of administration shall lapse from the appropriation
15 under s. 20.515 (2) (g) to the general fund the amounts necessary to repay the loan
16 from the state life insurance fund under s. 607.25 when the secretary of
17 administration, after consulting with the board, determines that funds in the
18 appropriation under s. 20.515 (2) (g) are sufficient to make the lapse. The amounts
19 that are required to be lapsed under s. 20.515 (2) (g) shall equal the amount necessary
20 to repay the loan, less any amount that is lapsed to the general fund under s. 20.515
21 (2) (a) at the end of the 2001–03 fiscal biennium. The secretary of administration
22 may lapse the amounts under s. 20.515 (2) (g) in installments.”.

23 ✓ **870.** Page 535, line 12: delete that line and substitute:

24 “**SECTION 1401.** 41.19 (1) (b) of the statutes is created to read:

1 41.19 (1) (b) “Nonprofit organization” has the meaning given in s. 108.02 (19).

2 **SECTION 1402.** 41.19 (2m) (c) (intro.) of the statutes is amended to read:

3 41.19 (2m) (c) (intro.) Subject to par. (d), from the ~~appropriation~~ appropriations
4 under s. 20.380 (1) (bm) and (kg), the department shall, in the fiscal biennium in
5 which an area is selected under par. (a), award a grant to the applicant on behalf of
6 ~~an~~ the area of the state selected under par. (a) if all of the following apply:

7 **SECTION 1403.** 41.19 (2m) (d) of the statutes is amended to read:

8 41.19 (2m) (d) The department may not, under par. (c), award to an applicant
9 on behalf of an area selected under par. (a) more than one grant per fiscal year ~~to an~~
10 ~~applicant on behalf of an area under par. (c) and may not or~~ award grants to the
11 applicant for more than 2 fiscal years. Grants awarded to an applicant under par.
12 (c) may not exceed \$25,000 in the first fiscal year, or \$15,000 in the 2nd fiscal year,
13 in which the applicant receives a grant under par. (c).

14 **SECTION 1404.** 41.19 (2r) of the statutes is created to read:

15 41.19 (2r) From the appropriations under s. 20.380 (1) (bm) and (kg), the
16 department may award to a nonprofit organization that is located in an area of the
17 state that was selected under sub. (2m) (a) grants of up to \$5,000 in any fiscal year
18 after the fiscal biennium in which the area was selected under sub. (2m) (a). Grant
19 proceeds must be used to promote historic and prehistoric attractions in the area,
20 and may be used for such purposes as interpretive or directional signs, website
21 development, advertising, and public relations. The department may award grants
22 under this subsection to a nonprofit organization that received grants under sub.
23 (2m) (c) as an applicant on behalf of an area of the state selected under sub. (2m) (a).”.

24 **871.** Page 536, line 14: after that line insert:

1 ✓
"SECTION 1405g. 42.09 (2) (b) of the statutes is amended to read:

2 42.09 (2) (b) The state fair park board shall allow the department of natural
3 resources and the department of forestry access to and use of the buildings,
4 appurtenances, fixtures, exhibits and other structures and facilities described in par.
5 (a) so that the ~~department~~ departments may prepare, display and dismantle exhibits
6 during events occurring at state fair park."

7 ✓ 872. Page 536, line 19: after that line insert:

8 ✓
"SECTION 1407m. 43.17 (9) (b) of the statutes is amended to read:

9 43.17 (9) (b) A public library system board of a multicounty library system may
10 borrow money to accomplish any of its purposes, but the outstanding amount of such
11 loans at any time may not exceed an amount equal to the system board's receipts for
12 the prior fiscal year. A federated public library system whose territory lies within
13 2 or more counties may obtain a state trust fund loan to accomplish any of its
14 purposes, but the outstanding amount of a federated public library system's state
15 trust fund loans, together with all other indebtedness of the system, may not exceed
16 an amount equal to the system's receipts for the prior fiscal year."

17 ✓ 873. Page 536, line 19: after that line insert:

18 ✓
"SECTION 1406w. 43.17 (9) (a) of the statutes is amended to read:

19 43.17 (9) (a) All contracts for public construction made by a federated public
20 library system whose territory lies within 2 or more counties or by a federated public
21 library system whose territory lies within a single county with a population of at least
22 500,000 shall be let by the public library system board to the lowest responsible
23 bidder, and may be awarded to a minority business that is certified by the
24 department of commerce under s. 560.036 (2), in accordance with s. 62.15 (1) to (11)

1 and (14). For purposes of this section, the system board possesses the powers
2 conferred by s. 62.15 on the board of public works and the common council. All
3 contracts made under this section shall be made in the name of the federated public
4 library system and shall be executed by the system board president and such other
5 board officer as the system board designates.”.

6 ✓ **874.** Page 538, line 5: after that line insert:

7 “SECTION 1414g. 44.57 (1) (c) of the statutes is amended to read:

8 44.57 (1) (c) Game farms, fish hatcheries, nurseries, and other production
9 facilities operated by the department of natural resources or the department of
10 forestry.”.

11 ✓ **875.** Page 538, line 15: after “sponsor,” insert “museum.”

12 ✓ **876.** Page 538, line 17: delete lines 17 ^{and} ~~to~~ 18 and substitute “board, the
13 Wisconsin Center for the Blind and Visually Impaired, or the Wisconsin School
14 Educational Services Program for the Deaf and Hard of Hearing.”.

15 ✓ **877.** Page 540, line 14: after “(f),” insert “(im), (jm), (js), and (mp).” ✓

16 ✓ **878.** Page 541, line 19: after that line insert:

17 “SECTION 1426m. 44.72 (3) of the statutes is created to read:

18 44.72 (3) COMPUTER TRAINING. Annually, the board shall pay to the Racine
19 Unified School District the amount appropriated under s. 20.275 (1) (q) for training
20 teachers and pupils in computers, including training in use of the Internet, Web
21 design, computer animation, graphic design, and video skills.”.

22 ✓ **879.** Page 549, line 4: delete “5” and substitute “8”.

23 ✓ **880.** Page 549, line 5: after “providing” insert “direct”.

1 ✓ **881.** Page 551, line 20: after that line insert:

2 “**SECTION 1457m.** 45.353 (3) of the statutes is amended to read:

3 45.353 (3) Application by any such state veterans organization shall be filed
4 annually with the department for the 12-month period commencing on April 1 and
5 ending on March 31 of the year in which it is filed. An application shall contain a
6 statement of salaries and travel expenses paid to employees engaged in veterans
7 claims service maintained at the regional office by such state veterans organization
8 covering the period for which application for a grant is made, which statement has
9 been certified as correct by ~~an~~ a certified public accountant licensed or certified under
10 ch. 442 and sworn to as correct by the adjutant or principal officer of the state
11 veterans organization. The application shall also contain the state organization’s
12 financial statement for its last completed fiscal year and such evidence of claims
13 service activity as the department requires. Sufficient evidence shall be submitted
14 with an initial application to establish that the state veterans organization, or its
15 national organization, or both, has maintained a full-time service office at the
16 regional office without interruption throughout 5 years out of the 10-year period
17 immediately preceding such application. Subsequent applications must be
18 accompanied by an affidavit by the adjutant or principal officer of such state veterans
19 organization stating that a full-time service office was maintained at the regional
20 office by such state veterans organization, or by such state organization and its
21 national organization, for the entire 12-month period for which application for a
22 grant is made.”

23 ✓ **882.** Page 552, line 5: after that line insert:

24 “**SECTION 1461x.** 45.365 (1) (am) of the statutes is amended to read:

1 45.365 (1) (am) The department shall operate the home, and employ a
2 commandant and the officers, nurses, attendants, and other personnel necessary for
3 the proper conduct of the home. The department may employ a commandant for the
4 southeastern facility. In compliance with the compensation plan established
5 pursuant to s. 230.12 (3), ~~the~~ a commandant may recommend to the director of
6 personnel charges for meals, living quarters, laundry, and other services furnished
7 to employees and members of the employees' family maintained at the home and the
8 southeastern facility. Complete personal maintenance and medical care to include
9 programs and facilities that promote comfort, recreation, well-being, or
10 rehabilitation shall be furnished to all members of the home under the policy of the
11 department.

12 **SECTION 1461xf.** 45.365 (3) of the statutes is amended to read:

13 45.365 (3) ~~The~~ A commandant and employees designated by the commandant
14 may summarily arrest all persons within or upon the grounds of the home or
15 southeastern facility who are guilty of any offense against the laws of this state or
16 the rules and regulations governing the home or southeastern facility. For this
17 purpose ~~the,~~ a commandant and deputies have the power of constables.”.

18 **883.** Page 552, line 22: after that line insert:

19 **SECTION 1464g.** 45.37 (10) (a) of the statutes is amended to read:

20 45.37 (10) (a) Except as otherwise provided in this subsection, the application
21 and admission of any applicant admitted under this section shall constitute a valid
22 and binding contract between ~~such~~ a member and the department. If a member dies
23 leaving a relative that is entitled to an interest in the property of the member under
24 the rules of intestate succession or a will the existence of which is made known to the

1 commandant of the home within 60 days of ~~such~~ the member's death, the member's
2 property shall constitute a part of the member's estate, except that personal effects
3 of nominal monetary value of ~~such~~ a deceased member who is not survived by a
4 member spouse may be distributed by the commandant of the home or the
5 southeastern facility to surviving relatives of ~~such~~ the member who request ~~such~~ the
6 personal effects within a reasonable time after ~~such~~ the member's death.

7 **SECTION 1464i.** 45.37 (11) of the statutes is amended to read:

8 45.37 (11) DISPOSITION OF PROPERTY DESCENDING TO STATE. If a member dies
9 without a relative that is entitled to an interest in the property of the member under
10 the rules of intestate succession and without leaving a will the existence of which is
11 made known to the commandant of the home or the southeastern facility, within 60
12 days of the member's death, the member's property shall be converted to cash and
13 turned over by the commandant of the home or the southeastern facility, to the state
14 treasurer to be paid into the appropriation under s. 20.485 (1) (h), without
15 administration. The amount is subject to refund within 6 years to the estate of a
16 veteran if it is subsequently discovered that the veteran left a will or a relative that
17 is entitled to an interest in the property of the member under the rules of intestate
18 succession or to any creditor of the veteran who establishes right to the fund or
19 property or any portion thereof. The department, upon being satisfied that a claim
20 out of such funds or property is legal and valid, shall pay the same out of such funds
21 or property, except that payment of claims for a member's funeral and burial
22 expenses may not exceed a total of \$1,500 including any amount allowed by the
23 United States for the member's funeral and burial and the right for burial and
24 interment provided in sub. (15) (a).

25 **SECTION 1464L.** 45.37 (14) of the statutes is amended to read:

1 45.37 (14) POWERS OF COMMANDANT OVER PERSONAL FUNDS OF MEMBERS. The A
2 commandant of the home may receive, disburse, and account for funds of members
3 of the home.”

4 ✓ **884.** Page 554, line 21: after “are” insert “not”.

5 ✓ **885.** Page 554, line 23: delete the material beginning with “No” and ending
6 with “\$1,000” on line 24 and substitute “The grants may be used to support
7 multi-county cooperative transportation services”.

8 ✓ **886.** Page 555, line 1: delete lines 1 to 5.

9 ✓ **887.** Page 555, line 6: delete “(c)” and substitute “(b)”.

10 ✓ **888.** Page 555, line 8: delete “(d)” and substitute “(c)”.

11 ✓ **889.** Page 559, line 15: before that line insert:

12 ✓ **SECTION 1483j.** 46.03 (44) of the statutes is created to read:

13 ✓ 46.03 (44) PERFORMANCE EVALUATIONS FOR ALCOHOL AND OTHER DRUG ABUSE
14 INTERVENTION AND TREATMENT SERVICES. Promote efficient use of resources for alcohol
15 and other drug abuse intervention and treatment services by doing all of the
16 following:

17 (a) Developing one or more methods to evaluate the effectiveness of, and
18 developing performance standards for, alcohol and other drug abuse intervention
19 and treatment services that are administered by the department.

20 (b) Adopting policies to ensure that, to the extent possible under state and
21 federal law, funding for alcohol and other drug abuse intervention and treatment
22 services that are administered by the department is distributed giving primary
23 consideration to the effectiveness of the services in meeting department performance
24 standards for alcohol and other drug abuse services.

1 (c) Requiring every application for funding from the department for alcohol and
2 other drug abuse intervention or treatment services to include a plan for the
3 evaluation of the effectiveness of the services in reducing alcohol and other drug
4 abuse by recipients of services.

5 (d) Requiring every person receiving funding from the department for alcohol
6 and other drug abuse intervention or treatment services to provide the department
7 the results of the evaluation conducted under par. (c)."

8 ✓ **890.** Page 559, line 14: delete that line and substitute:

9 "SECTION 1483gb. 46.03 (43) of the statutes is amended to read:

10 46.03 (43) COMPULSIVE GAMBLING AWARENESS CAMPAIGNS. Provide From the
11 appropriation account under s. 20.435 (7) (kg), provide grants to one or more
12 individuals or organizations in the private sector to conduct compulsive gambling
13 awareness campaigns."

14 ✓ **891.** Page 562, line 15: after that line insert:

15 "SECTION 1489m. 46.041 (1) (a) of the statutes is amended to read:

16 46.041 (1) (a) Provide for the temporary residence and evaluation of children
17 referred from courts assigned to exercise jurisdiction under chs. 48 and 938, the
18 institutions and services under the jurisdiction of the department, University of
19 Wisconsin Hospitals and Clinics Authority, county departments under s. 46.215,
20 46.22 or 46.23, private child welfare agencies, the Wisconsin School Educational
21 Services Program for the Deaf and Hard of Hearing, the Wisconsin Center for the
22 Blind and Visually Impaired, and mental health facilities within the state at the
23 discretion of the director of the institution providing services under this section."

24 ✓ **892.** Page 565, line 4: after that line insert:

1 ✓ **SECTION 1502L.** 46.27 (3) (f) of the statutes is amended to read:

2 46.27 (3) (f) Beginning on January 1, 1996, from the annual allocation to the
3 county for the provision of long-term community support services under subs. (7) (b)
4 and (11), annually establish a maximum total amount that may be encumbered in
5 a calendar year for services for eligible individuals in community-based residential
6 facilities, unless the department waives the requirement under sub (2) (i) or
7 approves a request for an exception under sub. (6r) (c) ○

8 ✓ **SECTION 1502n.** 46.27 (7) (cm) 1. (intro.) of the statutes is amended to read:

9 46.27 (7) (cm) 1. (intro.) ~~Except as provided sub. (7b), beginning~~ Beginning on
10 January 1, 1996, no county, private nonprofit agency or aging unit may use funds
11 received under par. (b) to provide services in any community-based residential
12 facility that has more than ~~8~~ 20 beds, unless one of the following applies:

13 ✓ **SECTION 1502p.** 46.27 (7) (cm) 1. c. of the statutes is amended to read:

14 46.27 (7) (cm) 1. c. The department approves the provision of services in a
15 community-based residential facility that is initially licensed after July 29, 1995,
16 that is licensed for more than 20 ~~or fewer~~ beds and that meets standards established
17 under subd. 2.

18 ✓ **SECTION 1502r.** 46.27 (7b) of the statutes is repealed.”

19 ✓ **893.** Page 565, line 20: after that line insert:

20 ✓ **SECTION 1504r.** 46.27 (11) (c) 5p. of the statutes is repealed.”

21 ✓ **894.** Page 565, line 21: delete lines 21 to 24 and substitute:

22 ✓ **SECTION 1505b.** 46.27 (11) (c) 6. (intro.) and a. of the statutes are consolidated,
23 renumbered 46.27 (11) (c) 6. a. and amended to read:

1 46.27 (11) (c) 6. a. No county, private nonprofit agency or aging unit may use
2 funds received under this subsection to provide residential services in ~~any~~
3 ~~community-based residential facility, as defined in s. 50.01 (1g), or a~~ group home, as
4 defined in s. 48.02 (7), that has more than ~~4~~ 5 beds, unless one of the following
5 applies: ~~a. The~~ the department approves the provision of services in a
6 ~~community-based residential facility or group home that has 5~~ 6 to 8 beds.

7 **SECTION 1505d.** 46.27 (11) (c) 6. b. of the statutes is repealed and recreated to
8 read:

9 46.27 (11) (c) 6. b. No county, private nonprofit agency, or aging unit may use
10 funds received under this subsection to provide residential services in a
11 community-based residential facility, as defined in s. 50.01 (1g), that has more than
12 20 beds, unless the requirements of sub. (7) (cm) 1. a., b., or c. are met.”.

13 **895.** Page 566, line 14: after that line insert:

14 **SECTION 1507s.** 46.277 (5) (d) 1m. (intro.) of the statutes is amended to read:
15 46.277 (5) (d) 1m. (intro.) No county may use funds received under this section
16 to provide services to a person who does not live in his or her own home or apartment
17 unless, subject to the limitations under subds. 2. ~~and~~, 3., and 4. and par. (e), one of
18 the following applies:

19 **SECTION 1507t.** 46.277 (5) (d) 1n. (intro.) of the statutes is amended to read:
20 46.277 (5) (d) 1n. (intro.) A county may also use funds received under this
21 section, subject to the limitations under subds. 2. ~~and~~, 3., and 4. and par. (e), to
22 provide services to a person who does not live in his or her own home or apartment
23 if the services are provided to the person in a community-based residential facility

1 and the county department or aging unit has determined that all of the following
2 conditions have been met:

3 **SECTION 1507u.** 46.277 (5) (d) 2. (intro.) of the statutes is amended to read:

4 46.277 (5) (d) 2. (intro.) No county may use funds received under this section
5 to provide residential services in any community-based residential facility, as
6 defined in s. 50.01 (1g), ~~or group home, as defined in s. 48.02 (7), that has more than~~
7 ~~4 beds,~~ unless one of the following applies.”.

8 **896.** Page 566, line 15: delete lines 15 to 18 and substitute:

9 “**SECTION 1508b.** 46.277 (5) (d) 2. a. of the statutes is repealed and recreated
10 to read:

11 46.277 (5) (d) 2. a. The requirements of s. 46.27 (7) (cm) 1. a. or c. are met.

12 **SECTION 1508d.** 46.277 (5) (d) 4. of the statutes is created to read:

13 46.277 (5) (d) 4. No county may use funds received under this section to provide
14 residential services in a group home, as defined in s. 48.02 (7), that has more than
15 5 beds, unless the department approves the provision of services in a group home that
16 has 6 to 8 beds.”.

17 **897.** Page 566, line 19: before that line insert:

18 “**SECTION 1508rg.** 46.278 (title) and (1) of the statutes are amended to read:

19 46.278 (title) **Community integration program and brain injury waiver**
20 **program for persons with mental retardation developmental disabilities.**

21 (1) LEGISLATIVE INTENT. The intent of the ~~program programs~~ under this section
22 is to provide home or community-based care to serve in a noninstitutional
23 community setting a person who meets eligibility requirements under 42 USC 1396n
24 (c) and who is diagnosed as developmentally disabled under the definition specified

1 in s. 51.01 (5) and relocated from an institution other than a state center for the
2 developmentally disabled or who meets the intermediate care facility for the
3 mentally retarded or a brain injury rehabilitation facility level of care requirements
4 for medical assistance reimbursement in an intermediate care facility for the
5 mentally retarded or brain injury rehabilitation facility and is ineligible for services
6 under s. 46.275 or 46.277. The intent of the program is also that counties use all
7 existing services for providing care under this section, including those services
8 currently provided by counties.

9 **SECTION 1508rh.** 46.278 (1m) (a) of the statutes is created to read:

10 46.278 (1m) (a) "Brain injury rehabilitation facility" means a nursing facility
11 or hospital designated as a facility for brain injury rehabilitation by the department
12 under the approved state medicaid plan.

13 **SECTION 1508ri.** 46.278 (1m) (c) of the statutes is amended to read:

14 46.278 (1m) (c) "Program" means the community integration program or the
15 brain injury waiver program, for facilities certified as medical assistance providers,
16 for which a waiver has been received under sub. (3).

17 **SECTION 1508rj.** 46.278 (2) (a) of the statutes is amended to read:

18 46.278 (2) (a) The department may request ~~a waiver~~ one or more waivers from
19 the secretary of the federal department of health and human services, under 42 USC
20 1396n (c), authorizing the department to serve medical assistance recipients, who
21 meet the level of care requirements for medical assistance reimbursement in an
22 intermediate care facility for the mentally retarded or in a brain injury rehabilitation
23 facility, in their communities by providing home or community-based services as
24 part of medical assistance. If the department requests a waiver, it shall include all
25 assurances required under 42 USC 1396n (c) (2) in its request.

✓
1 **SECTION 1508rk.** 46.278 (3) (a) of the statutes is amended to read:

2 46.278 (3) (a) Evaluate the effect of ~~the~~ each program on medical assistance
3 costs and on the program's ability to provide community care alternatives to
4 institutional care ~~in~~ facilities certified as medical assistance providers.

5 **SECTION 1508rL.** 46.278 (4) (a) of the statutes is amended to read:

6 46.278 (4) (a) Sections 46.27 (3) (b) and 46.275 (3) (a) and (c) to (e) apply to
7 county participation in ~~this~~ a program, except that services provided in the program
8 shall substitute for care provided a person in an intermediate care facility for the
9 mentally retarded or brain injury rehabilitation facility who meets the intermediate
10 care facility for the mentally retarded or brain injury rehabilitation facility level of
11 care requirements for medical assistance reimbursement to that facility rather than
12 for care provided at a state center for the developmentally disabled.

✓
13 **SECTION 1508rm.** 46.278 (4) (b) 2. of the statutes is amended to read:

14 46.278 (4) (b) 2. Each county department participating in ~~the~~ a program shall
15 provide home or community-based care to persons eligible under this section, except
16 that the number of persons who receive home or community-based care under this
17 section may not exceed the number that are approved under ~~the~~ an applicable waiver
18 received under sub. (3).

✓
19 **SECTION 1508rn.** 46.278 (5) (a) and (b) of the statutes are amended to read:

20 46.278 (5) (a) Any medical assistance recipient who meets the level of care
21 requirements for medical assistance reimbursement in an intermediate care facility
22 for the ~~mentally retarded~~ or in a brain injury rehabilitation facility and is ineligible
23 for service under s. 46.275 or 46.277 is eligible to participate in ~~the~~ a program, except
24 that persons eligible for the brain injury waiver program must meet the definition
25 of brain injury under s. 51.01 (2g), and except that the number of participants may

1 not exceed the number approved under the waiver received under sub. (3). Such a
2 recipient may apply, or any person may apply on behalf of such a recipient, for
3 participation in ~~the a~~ program. Section 46.275 (4) (b) applies to participation in the
4 a program.

5 (b) To the extent authorized under 42 USC 1396n, if a person discontinues
6 participation in ~~the a~~ program, a medical assistance recipient may participate in the
7 a program in place of the participant who discontinues if that recipient meets the
8 ~~intermediate care facility for the mentally retarded level of care requirements for~~
9 ~~medical assistance reimbursement in an intermediate care facility for the mentally~~
10 ~~retarded except that the number of participants concurrently served may not exceed~~
11 ~~the number approved under the waiver received under sub. (3) requirements under~~
12 par. (a).

13 **SECTION 1508rp.** 46.278 (6) (a), (b) and (c) of the statutes are amended to read:

14 46.278 (6) (a) The provisions of s. 46.275 (5) (a), (b) and (d) apply to funding
15 received by counties under the ~~program~~ programs.

16 (b) Total funding to counties for relocating each person under ~~the a~~ program
17 may not exceed the amount approved in the waiver received under sub. (3).

18 (c) Funding may be provided under ~~the a~~ program for services of a family
19 consortium.”

20 ✓ **898.** Page 566, line 21: delete “the waiver” and substitute “~~the a~~ waiver”.

21 ✓ **899.** Page 566, line 25: after that line insert:

22 “**SECTION 1509g.** 46.278 (6) (e) 1. of the statutes is amended to read:

1 46.278 (6) (e) 1. The department may provide enhanced reimbursement for
2 services under the community integration program for an individual who was
3 relocated to the community by a county department from one of the following:

4 **SECTION 1509h.** 46.278 (6) (f) of the statutes is amended to read:

5 46.278 (6) (f) If a county owns the institution or intermediate care facility for
6 the mentally retarded from which an individual is relocated to the community under
7 this section, in order to receive funding under the community integration program,
8 the county shall submit a plan for delicensing a bed of the institution or intermediate
9 care facility for the mentally retarded that is approved by the department.”.

10 ✓ **900.** Page 571, line 2: after that line insert:

11 **SECTION 1557b.** 46.45 (2) (a) of the statutes, as affected by 1999 Wisconsin Act
12 9, is amended to read:

13 46.45 (2) (a) If on December 31 of any year there remains unspent or
14 unencumbered in the allocation under s. 46.40 (2) an amount that exceeds the
15 amount received under 42 USC 670 to 679a and allocated under s. 46.40 (2) in that
16 year, the department shall carry forward the excess moneys and distribute not less
17 than 50% of the excess moneys to counties having a population of less than 500,000
18 that are making a good faith effort, as determined by the department, to comply with
19 s. 46.22 (1) (c) 8. f. for services and projects to assist children and families,
20 notwithstanding the percentage limit specified in sub. (3) (a). A county shall use not
21 less than 50% of the moneys distributed to the county under this subsection for
22 services for children who are at risk of abuse or neglect to prevent the need for child
23 abuse and neglect intervention services, except that in the calendar year in which
24 a county achieves compliance with s. 46.22 (1) (c) 8. f. and in the 2 calendar years after

1 that calendar year the county may use 100% of the moneys distributed under this
2 paragraph to reimburse the department for the costs of achieving that compliance.

3 If a county does not comply with s. 46.22 (1) (c) 8. f. before July 1, 2005, the
4 department may recover any amounts distributed to that county under this
5 paragraph after June 30, 2001, by billing the county or deducting from that county's
6 allocation under s. 46.40 (2). All moneys received by the department under this
7 paragraph shall be credited to the appropriation account under s. 20.435 (3) (j)."

8 ✓ **901.** Page 571, line 2: after that line insert:

9 "SECTION 1556d. 46.40 (9) (a) (intro.) of the statutes is amended to read:

10 46.40 (9) (a) *Transfer to family care program and adult protective services*
11 *allocation.* (intro.) If a care management organization under s. 46.285 ~~46.284~~ is
12 available in a county, the department may dispose of ~~the amount allocated under sub.~~
13 ~~(8) to that county and~~ not more than 21.3% of the amount allocated under sub. (2)
14 to that county as follows; and, of the amount allocated under sub. (8), may dispose
15 of the lesser of up to 60% or the amount remaining after subtracting an amount
16 necessary to maintain funding for recipients under sub. (8) who, on the effective date
17 of this paragraph [revisor inserts date], are ineligible for the family care benefit
18 under s. 46.286, to that county, as follows:"

19 ✓ **902.** Page 571, line 3: delete lines 3 to 10 and substitute:

20 "SECTION 1557jd. 46.46 (1) of the statutes is amended to read:

21 46.46 (1) From the appropriation account under s. 20.435 (8) (mb), the
22 department shall support costs that are exclusively related to the operational costs
23 of augmenting itself perform activities to augment the amount of moneys received
24 under 42 USC 670 to 679a, 42 USC 1395 to 1395ddd and 42 USC 1396 to 1396v. In

1 addition, the department may expend moneys from the appropriation account under
2 s. 20.435 (8) (mb) as provided in sub. (2). The department may not contract with any
3 person to perform those augmentation activities.”.

4 ✓ **903.** Page 571, line 10: after that line insert:

5 “SECTION 1557jg. 46.46 (1m) of the statutes is created to read:

6 46.46 (1m) In addition to expending moneys from the appropriation account
7 under s. 20.435 (8) (mb) for the augmentation activities specified in sub. (1), the
8 department may expend moneys received under 42 USC 1396 to 1396v in
9 reimbursement of the cost of providing targeted case management services to
10 children whose care is not eligible for reimbursement under 42 USC 670 to 679a and
11 credited to the appropriation account under s. 20.435 (8) (mb) to support the counties’
12 share of implementing the statewide automated child welfare information system
13 under s. 46.22 (1) (c) 8. f.”.

14 ✓ **904.** Page 571, line 11: after that line insert:

15 “SECTION 1557v. 46.48 (6) of the statutes is amended to read:

16 46.48 (6) CAREER YOUTH DEVELOPMENT CENTER. The department shall distribute
17 ~~\$80,000~~ \$110,000 in each fiscal year to the career youth development center in the
18 city of Milwaukee. Of those amounts, \$80,000 shall be distributed in each fiscal year
19 for the operation of a minority youth substance abuse treatment program and
20 \$30,000 shall be distributed in each fiscal year for drug prevention and intervention
21 programs for middle school and high school athletes in the Milwaukee public schools
22 system.”.

23 ✓ **905.** Page 571, line 13: delete the material beginning with that line and
24 ending with page 572, line 3.

1 ✓ **906.** Page 573, line 14: after “and.” insert “A grant recipient under this
2 section may include only a nonprofit, tax-exempt corporation, as defined in s. 49.134
3 (1) (c), or a county.”.

4 **907.** Page 574, line 4: after that line insert:

5 “**SECTION 1563d.** 46.56 (3) (b) 6. of the statutes is amended to read:

6 46.56 (3) (b) 6. Representatives of the county health department, ~~as defined in~~
7 ~~s. 251.01 (2)~~ established under s. 251.02 (1) or city-county health department
8 established under s. 251.02 (1m).”.

9 **908.** Page 574, line 4: after that line insert:

10 “**SECTION 1568c.** 46.766 of the statutes is created to read:

11 **46.766 Food pantry grants.** (1) In this section:

12 (a) “Nonprofit organization” means an organization described in section 501 (c)
13 of the Internal Revenue Code.

14 (b) “Rural” means outside a metropolitan statistical area specified under 42
15 CFR 412.62 (ii) (A) or within a metropolitan statistical area but isolated from an
16 urban center.

17 (2) (a) From the appropriation under s. 20.435 (3) (fp), the department shall
18 provide annual grants to food pantries that meet the eligibility requirements under
19 sub. (4). The amount of each grant awarded to a food pantry shall be in proportion
20 to the number of persons served by the food pantry.

21 (b) The department shall allocate 25% of the amounts appropriated under s.
22 20.435 (3) (fp) for grants to rural food pantries. The department shall allocate the
23 remainder of the amounts available for grants under s. 20.435 (3) (fp) for grants to
24 all food pantries. If, after awarding the grants to rural food pantries, any of the

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